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INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

<p>(51) International Patent Classification 6 : <b>C12N 15/26, C07K 14/55, A61K 38/20, G01N 33/50</b></p>		<p>A1</p>	<p>(11) International Publication Number: <b>WO 99/60128</b> (43) International Publication Date: 25 November 1999 (25.11.99)</p>
<p>(21) International Application Number: <b>PCT/US99/10643</b> (22) International Filing Date: 13 May 1999 (13.05.99)</p>		<p>(81) Designated States: AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CZ, DE, DK, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SE, SG, SI, SK, SL, TJ, TM, TR, TT, UA, UG, US, UZ, VN, YU, ZA, ZW, ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).</p>	
<p>(30) Priority Data: 09/080,080 15 May 1998 (15.05.98) US</p>		<p>Published <i>With international search report. Before the expiration of the time limit for amending the claims and to be republished in the event of the receipt of amendments.</i></p>	
<p>(71) Applicant (for all designated States except US): BAYER CORPORATION [US/US]; 100 Bayer Road, Pittsburgh, PA 15205 (US).</p>			
<p>(72) Inventors; and (75) Inventors/Applicants (for US only): SHANAFELT, Armen, B. [US/US]; 1309 Rimer Drive, Moraga, CA 94556 (US). GREVE, Jeffrey, M. [US/US]; 1066 Park Hills Road, Berkeley, CA 94708 (US). JESMOK, Gary [US/US]; 485 Carlton Street, Richmond, CA 94805 (US). LEMBACH, Kenneth, J. [US/US]; 662 Park Hill Road, Danville, CA 94526 (US). WETZEL, Gayle, D. [US/US]; 971 Center Avenue, Martinez, CA 94553 (US).</p>			
<p>(74) Agents: GREENMAN, Jeffrey, M. et al.; Bayer Corporation, 400 Morgan Lane, West Haven, CT 06516-4175 (US).</p>			
<p>(54) Title: IL-2 SELECTIVE AGONISTS AND ANTAGONISTS</p>			
<p>(57) Abstract</p> <p>The invention is directed to a polypeptide comprising a human IL-2 mutein numbered in accordance with wild-type IL-2 wherein said human IL-2 is substituted at at least one of positions 20, 88 or 126, whereby said mutein preferentially activates T cells over NK cells. D20H and I, N88G, I, and R, in particular have a relative T cell-differential activity much greater than native IL-2, with predicted associated reduced <i>in vivo</i> toxicity. The invention also includes polynucleotides coding for the muteins of the invention, vectors containing the polynucleotides, transformed host cells, pharmaceutical compositions comprising the muteins, and therapeutic methods of treatment.</p>			

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## IL-2 Selective Agonists and Antagonists

### Cross Reference to Related Applications

This application is a continuation-in-part of U.S. Ser. No. 09/080,080, filed May 5 15, 1998.

### Background

#### 1. Field of the Invention

The invention is generally related to the fields of pharmacology and immunology. More specifically, the invention is directed to novel compositions of matter for selectively activating T cells (PHA- blasts), and having reduced activation of Natural Killer ("NK") cells. The novel compositions include variants of the cytokine family, and in particular human Interleukin-2 ("IL-2").

#### 2. Description of Related Art

15 Interleukin 2 (IL-2) is a potent immune stimulator, activating diverse cells of the immune system, including T cells, B cells, and monocytes. IL-2 is also a potent and critical growth factor of T cells. It was by virtue of these activities that IL-2 was tested for its ability to treat cancer. Human IL-2 is an-FDA approved drug for the treatment of metastatic renal carcinoma and metastatic melanoma. The use of IL-2 in eligible patients 20 is restricted due to the severe toxicity associated with IL-2 therapy; it is estimated that at best only 20% of eligible patients actually receive therapy. The toxicities associated with IL-2 therapy include severe fever, nausea, vomiting, vascular leak and serious hypotension. Despite these toxicities, however, IL-2 is effective for its approved indications (~17% objective response rate).

25 Although the structure/function analysis of mouse IL-2 has been extensive (Zurawski, S. M. and Zurawski, G. (1989) *Embo J* 8: 2583-90; Zurawski, S. M. *et.al.*, (1990) *Embo J* 9: 3899-905; Zurawski, G. (1991). *Trends Biotechnol* 9: 250-7; Zurawski, S. M. and Zurawski, G. (1992) *Embo J* 11: 3905-10. Zurawski, *et.al.*, *EMBO J*, 12 5113-5119 (1993)), only limited analysis of human IL-2 has occurred. Most studies 30 with human IL-2 muteins have been performed on murine cells; however, limited studies have occurred using human PHA- blasts, which express the high affinity IL-2 receptor

IL-2Ra $\beta\gamma$ . The studies using PHA- blasts confirmed the importance of the residues Asp-20 and the D-helix of human IL-2. It has been shown that position Asp-20 and Gln-126 of human IL-2 are the primary residues responsible for interaction with the IL-2 receptor  $\beta$ - and  $\gamma$ -subunits, respectively (reviewed in Thèze, *et. al.*, *Immunol. Today*, 17, 481-486 (1996)). Although residues in the C-helix of mouse IL-2 have been shown to be involved in interaction with mouse IL-2R $\beta$  (Zurawski, *et.al.*, *EMBO J*, 12 5113-5119 (1993)), the equivalent residues in human IL-2 have not been shown to have the same properties (these residues in human IL-2 would be Asp-84 and Asn-88). Because significant species specificity is shown between human and mouse IL-2 (human IL-2 exhibits ~100-fold reduced activity in murine systems), it is difficult to predict whether the same type of interactions are occurring within species boundaries. No studies are known using cells expressing only the human intermediate affinity receptor IL-2R $\beta\gamma$ .

Some human IL-2 muteins have been examined for their activity on human PHA blasts (Xu, *et. al.*, *Eur. Cytokine Netw*, 6, 237-244 (1995)). Muteins containing substitutions of Asp-20 with Leucine (D20L), as well as Arginine, Asparagine, and Lysine, were shown to have severe defects in their ability to induce proliferation of PHA-blasts. Thus, this art teaches that substitution of Asp-20 will result in muteins of compromised activity. Additionally, Xu, *et al* states that to date (1995) no *useful* IL-2 muteins have been identified for either clinical or research applications.

The human IL-2 Q126D mutein generated by Buchli and Ciardelli, *Arch. Biochem. Biophys*, 307(2): 411-415, (1993) showed significantly compromised activity in both potency and agonism; in human T cell assays, it exhibited ~1,000-fold less activity than IL-2 and behaved as a partial agonist. In murine T cell assays, the mutein was nearly inactive. Both cell lines tested expressed the high affinity form of the IL-2 receptor. On both cell types, Q126D displayed the ability to antagonize IL-2-mediated activity, although only partially in the human T cell assay.

Zhi-yong, W., *et al.*, *Acta Biochimica et Biophysica Sinica* 25(5):558-560 (Sept. 1993) performed substitution experiments on IL-2 at positions 62, 69, 99 and 126, demonstrating a 20-fold and 30-fold reduction in activity as compared to wt IL-2, with 62-Leu-IL-2 and 126-Asp-IL-2, respectively, in a mouse T-cell assay (CTLL-2). However, there is no teaching or suggestion that substitutions at position 126 may confer T-cell

selective activity over NK cells, or indicate whether such changes would have a similar effect on human T cells.

Collins, L., et al., PNAS USA 85:7709-7713 (1988) reported that substitution of Asp at position 20 with either Asn (D20N) or Lys (D20K) resulted in a loss of binding ~100- to 1,000-fold relative to human IL-2 for both the high (IL-2R $\alpha\beta\gamma$ , termed p55/p70 in Collins, et al) and the intermediate affinity receptor (IL-2R $\beta\gamma$ , termed "p70" in Collins, et al). Binding to IL-2R $\alpha$  appeared unaffected for both mutant proteins. This work teaches that disruption of binding to the intermediate affinity IL-2 receptor (IL-2R $\beta\gamma$ ) will also lead to disruption of binding to the high affinity IL-2 receptor (IL-2R $\alpha\beta\gamma$ ), suggesting that differential binding or activation between IL-2R $\beta\gamma$  or IL-2R $\alpha\beta\gamma$  is not achievable by substitution of Asp at position 20.

Berndt, W.G., et al., *Biochemistry* 33(21):6571-6577 (1994) used combinatorial cassette mutagenesis to simultaneously mutate positions 17-21 in native IL-2, which are suspected to interact with the intermediate affinity IL-2 receptor. Out of 2610 screened clones, only 42 were active. They found that positions 20 and 21 were of primary importance for biological activity. There is no suggestion or teaching of individual substitutions except for L21V.

U.S. Patent No. 5,229,109 (Grimm, et al.) allegedly disclose low toxicity IL-2 analogs for use in immunotherapy and cancer treatment. The properties of two IL-2 analogs with substitutions at positions Arg38 (to Alanine) and Phe42 (to Lysine) were analyzed and compared to those of native IL-2. The analogs were found to be able to maintain their ability to bind to the intermediate IL-2 receptor, while binding only minimally to the so-called "high affinity" receptor. At this time the intermediate affinity receptor was thought to consist only of p75 (IL-2R $\beta$ ), and the high affinity receptor was thought to consist only of p55 + p75 receptor complex (IL-2R $\alpha\beta$ ). The analogs also maintained their ability to stimulate peripheral blood mononuclear cells to generate lymphokine activated killing (LAK). Notably, IL-1 $\beta$  and TNF $\alpha$  secretion were significantly reduced in response to the analogues, as compared to the native IL-2 molecule. The amino acid residues described in this patent are those that would interact specifically with IL-2R $\alpha$  (p55); elimination of interactions with IL-2R $\alpha$  would result in reduced activity on high affinity IL-2 receptor bearing cells, and would not affect activity

to intermediate affinity IL-2 receptor bearing cells. Thus, generation of LAK cells (which are thought to be derived from NK cells) should be maintained. The muteins described herein are directed to amino acid residue positions 20, 88, and 126; these positions are thought to interact specifically with IL-2R $\beta$  (p75; positions 20 and 88), and IL-2R $\gamma$  (not known at the time of the filing of the Grimm, et al patent; positions 126). As a consequence, interactions with IL-2R $\alpha$  remain unchanged. Mechanistically, the muteins described by Grimm, et al, will have decreased interactions with the IL-2 high affinity receptor, but should have no effect on the IL-2 intermediate affinity receptor; the muteins described herein have the opposite characteristic, possessing a pronounced defect in their ability to interact with the IL-2 intermediate affinity receptor IL-2R $\beta\gamma$ , and show little or no defect in functional interactions with the IL-2 high affinity receptor, IL-2R $\alpha\beta\gamma$ .

U.S. Patent No. 5,206,344, (Goodson et al.) discloses muteins of IL-2 in which one of the amino acids of the mature native sequence of IL-2 is replaced by a cysteine residue, which are then prepared and conjugated through the replaced cysteine residue to a polymer selected from polyethylene glycol homopolymers or polyoxyethylated polyols, wherein the homopolymers are unsubstituted or substituted at one end with an alkyl group. These muteins are made via host expression of mutant genes encoding the muteins that have been changed from the genes for the parent proteins by site-directed mutagenesis. In addition, other species of IL-2 may be conjugated via the cysteine residue at position 125 of the mature IL-2 protein that is not necessary for the biological activity of the IL-2. There is no disclosure of mutations that confer reduced toxicity.

U.S. Patent No. 4,959,314 (Lin et al.) discloses muteins of biologically active proteins such as IFN- $\beta$  and IL-2 in which cysteine residues that are not essential to biological activity have been deleted or replaced with other amino acids to eliminate sites for intermolecular crosslinking or incorrect intramolecular disulfide bridge formation. These muteins are made via bacterial expression of mutant genes that encode the muteins that have been synthesized from the genes for the parent proteins by oligonucleotide-directed mutagenesis. There is no disclosure of mutations that confer reduced toxicity.

U.S. Patent No. 5,116,943 (Halenbeck et al.) discloses that a biologically active reference therapeutic protein is protected against oxidation by a method involving substituting a conservative amino acid for each methionyl residue susceptible to

chloramine T or peroxide oxidation, wherein additional, nonsusceptible methionyl residues are not so substituted. The oxidation-resistant mutein so produced is preferably a human mutein of interleukin-2 or interferon- $\beta$ , and the conservative amino acid is most preferably alanine. There is no disclosure of mutations that confer reduced toxicity.

5 U.S. Patent No. 4,853,332 (Mark et al.) is directed to IFN- $\gamma$  and IL-2 muteins in which cysteine residues that are not essential to biological activity have been deleted or replaced with other amino acids to eliminate sites for intermolecular cross-linking or incorrect intramolecular disulfide bridge formation. The patent discloses that a substitution in IL-2 at cysteine 125 to serine results in a mutein with activity comparable  
10 to native IL-2.

U.S. Pat. No. 5,696,234 (Zurawski et al.) is directed to muteins of mammalian cytokines, and methods for screening for agonists and antagonists of mammalian cytokines. In particular, human IL-2 double mutein P82A/Q126D is demonstrated as having antagonist activity on murine Baf3 cells cotransfected with human  $\alpha$  and  $\beta$  IL-2R  
15 subunits. Little agonist activity is shown. Also, murine IL-2 muteins are shown to exhibit partial agonist and antagonist activity on HT2 cells, in particular Q141D, Q141K, Q141V, and Q141L. No mutein activities are described that show or suggest a selective agonist effect for mutations at positions 20, 88 and 126.

Zurawski, et al., describe murine IL-2 muteins that have properties of being active  
20 on cells expressing IL-2R $\alpha\beta\gamma$  but inactive on cells expressing IL-2R $\beta\gamma$  (Zurawski, G., *Trends Biotechnol.* 9: 250-257 (1991); Zurawski, S. M. and Zurawski, G. *Embo. J.* 11:3905-3910 (1992)). The murine IL-2 muteins that exhibited these properties had the substitutions Asp-34 to Ser or Thr, and Gln-141 to Lys. Asp-34 and Gln-141 of mouse IL-2 appear equivalent to Asp-20 and Gln-141 of human IL-2, respectively. Although  
25 these references refer to "selective agonist" IL-2 muteins, they do not describe their potential as being less toxic, but rather as being potential antagonists of endogenous IL-2.

EP 0267 795 A2 (Zurawski et al.) discloses a variety of mouse IL-2 muteins throughout the sequence, including some containing deletions and/or substitutions within the first thirty N-terminal amino acid residues which are biologically competent, but it  
30 does not include, discuss or suggest the amino acid substitutions disclosed here at the

equivalent mouse IL-2 residues. There exists a need for an improved IL-2 molecule which has reduced toxicity and is more generally tolerated.

Taniguchi et al., U.S. 4,738,927 is directed to a recombinant DNA which comprises a recombinant DNA encoding a polypeptide which possesses a biological activity of IL-2, wherein said activity is promotion of growth of a cytotoxic T-lymphocyte cell line, and a vector DNA capable of propagating in a prokaryotic or eukaryotic cell, the coding sequence of said gene being located at a position downstream of a promoter sequence, wherein said polypeptide has 132 to 134 amino acids in total in the amino acid sequence of the polypeptide. It also describes a gene, recombinant DNA vectors, host cells, and methods of recombinantly producing native IL-2. Taniguchi et al. do not describe any variants or muteins, and do not teach which positions in the protein are responsible for signaling or binding activity.

It is clear that IL-2 muteins that do not exhibit the dose-limiting toxicity of the prior art recombinant IL-2 muteins are needed to take therapeutic advantage of the potential of this cytokine.

#### Summary of the Invention

The invention is directed to a polypeptide comprising a human IL-2 mutein numbered in accordance with wild-type IL-2 wherein said human IL-2 is substituted at at least one of positions 20, 88 or 126, whereby said mutein preferentially activates T cells over NK cells. This invention realizes a less toxic IL-2 mutein that allows greater therapeutic use of this interleukin.

Further, the invention is directed to IL-2 muteins having single mutations at positions Aspartate 20, Asparagine 88, and Glutamine 126. Specific muteins are represented by the designators D20X, N88X, and Q126X, where "X" is a specific amino acid that when substituted in human IL-2, confers selective activity for cells expressing the IL-2Ra $\beta$  $\gamma$  receptor (e.g. T cells) in preference to cells expressing the IL-2R $\beta$  $\gamma$  receptor (e.g., NK cells). Muteins exhibiting greater than 1000-fold selectivity include D20H, D20I, N88G, N88I, N88R, and Q126L. In particular, these muteins also exhibit essentially wild-type IL-2 activity on T cells. Other mutations are also identified that provide selectivity of less than 1000-fold but greater than 10-fold. The invention also includes polynucleotides coding for the muteins of the invention, vectors containing the

polynucleotides, transformed host cells, pharmaceutical compositions comprising the muteins, and therapeutic methods of treatment using the muteins.

The invention is also directed to a method of selecting IL-2 muteins through evaluation in assays utilizing IL-2R $\alpha\beta\gamma$  in comparison with IL-2R $\beta\gamma$ , wherein the activity 5 of an IL-2 mutein is increased relative to wt IL-2 in one assay preferentially to the other.

IL-2R $\alpha\beta\gamma$  and IL-2R $\beta\gamma$  are the individual receptor subunit ectodomains in appropriate combination, and are used to measure directly the binding of IL-2 muteins to each receptor complex. The IL-2 $\alpha\beta\gamma$  assay utilizes a response from an IL-2 $\alpha\beta\gamma$ -bearing cell type, and the IL-2 $\beta\gamma$  assay utilizes a response from an IL-2 $\beta\gamma$ -bearing cell type. The IL-2 $\alpha\beta\gamma$ -bearing cell is a PHA-blast, and the IL-2 $\beta\gamma$ -bearing cell is a NK cell. The assay is 10 proliferation for both the IL-2 $\alpha\beta\gamma$ -bearing cell type and the IL-2 $\beta\gamma$ -bearing cell type.

The invention is also directed to a vector comprising the polynucleotide encoding a mutein of this invention, the vector directing the expression of a human IL-2 mutein having PHA-blast cell activating activity but having reduced NK cell activating activity, 15 the vector being capable of enabling transfection of a target organism and subsequent *in vivo* expression of said human IL-2 mutein coded for by said polynucleotide.

The invention is also directed to a method of treating a patient afflicted with an IL-2 treatable condition by administering a therapeutically effective amount of a human IL-2 mutein numbered in accordance with wild-type IL-2 having PHA-blast activating activity 20 but having reduced NK cell activating activity. This method is applicable wherein the IL-2 treatable condition is HIV, Cancer, autoimmune disease, infectious disease, vaccine adjuvant in Cancer vaccine and conventional vaccine therapy, for immune stimulation in the elderly or otherwise immunocompromised, as well as in human SCID patients, or other therapeutic application requiring stimulation of the immune system.

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#### Brief Description of the Drawings

Figures 1 to 7 show the dose-response curves of wt human IL-2 (IL-2) and D20H (Fig. 1), IL-2 and D20I (Fig. 2), IL-2 and N88G (Fig. 3), IL-2 and N88I (Fig. 4), IL-2 and N88R (Fig. 5), IL-2 and Q126E, (Fig. 6), and IL-2 and Q126L (Fig. 7). A: Individual 30 dose response of IL-2 (closed circles) and mutein (open circles) in the primary human T

cell proliferation assay (PHA- blasts). B: Individual dose response of IL-2 (closed triangles) and mutein (open triangles) in the primary human NK cell proliferation assay.

Figures 8A-8D. Toxicity of PROLEUKIN™ in chimpanzee was evaluated in two animals (X-159, triangles, and X-124, squares), as compared to vehicle control (X-126, diamonds). Toxicity was evaluated by renal parameters (Blood Urea Nitrogen (BUN), A; Creatinine, B) and hepatic function (Total bilirubin, C; ALT, D).

Figure 9. Graph of body weight percent change over 30 days. Body weight for animals treated with IL-2/N88R (triangles), PROLEUKIN (squares) or vehicle (diamonds) was measured on the days indicated.

Figures 10A-10D. Lymphocytes (A), total white cells (B), neutrophils (C), and platelets (D) for animals treated with IL-2/N88R (triangles), PROLEUKIN (squares) or vehicle (diamonds) were evaluated on days indicated.

Figures 11A-11D. Blood urea nitrogen (A, BUN), creatinine (B), phosphorus (C), and anion gap (D) for animals treated with IL-2/N88R (triangles), PROLEUKIN (squares) or vehicle (diamonds) were evaluated on days indicated.

Figures 12A-12D. Total bilirubin (A), ALT (B), Fibrinogen (C), and activated prothrombin time (D) for animals treated with IL-2/N88R (triangles), PROLEUKIN (squares) or vehicle (diamonds) were evaluated on days indicated.

Figures 13A-13D. Blood levels of sodium (A), chloride ion (B), calcium (C), and potassium (D) for animals treated with IL-2/N88R (triangles), PROLEUKIN (squares) or vehicle (diamonds) were evaluated on days indicated.

Figures 14A-14C. Albumin levels in blood (A), hematocrit (B), and hemoglobin (C) for animals treated with IL-2/N88R (triangles), PROLEUKIN (squares) or vehicle (diamonds) were evaluated on days indicated.

Figures 15A-15C. The effect of IL-2/N88R (squares), PROLEUKIN (diamonds), and vehicle (triangles) are indicated for the total T cell population (A, CD3+ cells), CD4+ T cell population (B), and the CD8+ T cell population (C).

Figures 16A-16C. The effect of IL-2/N88R (squares), PROLEUKIN (diamonds), and vehicle (triangles) are indicated for the total T cell population (A, CD3+ cells), CD4+ T cell population (B), and the CD8+ T cell population (C).

Figure 17. Effect of IL-2/N88R and PROLEUKIN on T cell activation with respect to the mean of fluorescence of CD25 positive cells. The effect of IL-2/N88R (squares), PROLEUKIN (diamonds), and vehicle (triangles) are indicated for the CD3+CD4+ T cell population. Insufficient numbers of CD3+/CD8+ cells were obtained 5 to evaluate mean of fluorescence on this population.

Figures 18A-18D. The effect of IL-2/N88R (squares), PROLEUKIN (diamonds), and vehicle (triangles) are indicated for the CD4+ T cell population (A, CD3+/CD4+ cells), the CD8+ T cell population (B, CD3+/CD8+ cells), total T cell population (C, CD3+ cells), and the NK cell population (D, CD3-/CD16+ cells).

10 Figure 19. Graph of lung metastases versus dose in mice treated with PROLEUKIN (open circles) or IL-2/N88R (closed circles). Lung metastasis were counted at the conclusion of the study.

Figure 20. Plasmid map of the IL2N88R vector pBC1IL2SA.

15 **Description of the Preferred Embodiments**

**A. Background**

The action of IL-2 on T cells is mediated by binding to IL-2 receptor proteins. Distinct cell surface proteins on T cells bind IL-2. The first to be identified is a single 20 polypeptide, called IL-2R $\alpha$ , which is a 55 kD polypeptide (p55) that appears upon T cell activation and was originally called Tac (for T activation) antigen. IL-2R $\alpha$  binds IL-2 with a  $K_d$  of approximately  $10^{-8}$  M, and is also known as the "low affinity" IL-2 receptor. Binding of IL-2 to cells expressing only IL-2R $\alpha$  does not lead to any detectable biologic response.

The second IL-2 receptor is a binding complex composed of IL-2R $\beta$  and IL-2R $\gamma$ ; 25 IL-2R $\gamma$ , a 64 kD polypeptide, is also known as the common  $\gamma$  ( $\gamma_c$ ) chain because it is shared among a number of cytokine receptors. IL-2R $\beta$  is about 70 to 75 kD (called variously p70 or p75) and is a member of the type I cytokine receptor family characterized by the two cysteine/WSXWS motif. IL-2R $\beta$  is expressed coordinately with  $\gamma_c$ . The affinity of binding of IL-2 to IL-2R $\beta\gamma_c$  is higher than that to IL-2R $\alpha$ , with a  $K_d$  of 30 approximately  $10^{-9}$  M; it is also known as the "intermediate affinity" IL-2 receptor. IL-2 causes growth of cells expressing IL-2R $\beta\gamma_c$ , with half maximal growth stimulation

occurring at the same concentration of IL-2 that produces half maximal binding (i.e.,  $1 \times 10^{-9}$  M). IL-2R $\beta\gamma_c$  is the same signaling receptor complex that can bind to IL-15.

The third known IL-2 receptor complex is the IL-2R $\alpha\beta\gamma_c$  complex. Cells that express both IL-2R $\alpha$  and IL-2R $\beta\gamma_c$  can bind IL-2 much more tightly, with a  $K_d$  of approximately  $10^{-11}$  M, and so it is also known as the "high affinity" complex. Growth stimulation of such cells occurs at a similarly low IL-2 concentration. Both IL-2 binding and growth stimulation can be blocked by antibodies to IL-2R $\alpha$ , IL-2R $\beta$ , or  $\gamma_c$  and most efficiently by a combination of antibodies to multiple receptor subunits. These observations suggest that IL-2R $\alpha$  forms a complex with IL-2R $\beta\gamma_c$ , increasing the affinity of the signaling receptor for IL-2 and thereby allowing a growth signal to be delivered at significantly lower IL-2 concentrations. It is believed that IL-2 first binds rapidly to IL-2R $\alpha$ , and this facilitates association with IL-2R $\beta\gamma_c$ . Resting T cells express IL-2R $\beta\gamma_c$  but only low amounts of IL-2R $\alpha$ ; increasing the surface expressed IL-2R $\alpha$  can be stimulated by IL-2. Upon antigen receptor-mediated T cell activation, IL-2R $\alpha$  is rapidly expressed, thereby reducing the concentration of IL-2 needed for growth stimulation. Binding of IL-2 to the IL-2R $\alpha\beta\gamma_c$  complex results in signal transduction through a Jak/STAT signaling pathway.

We have discovered muteins of human IL-2 that preferentially activate T cells (PHA- blasts; cells which express the high affinity IL-2 receptor IL-2R $\alpha\beta\gamma$ ) in relation to 20 Natural Killer (NK) cells (cells which express the intermediate affinity IL-2 receptor IL-2R $\beta\gamma$ ). Muteins that substitute Asp-20 with Histidine (D20H) or Isoleucine (D20I), Asn-88 with Arginine (N88R), Glycine (N88G), or Isoleucine (N88I), or Gln-126 with Leucine (Q126L), or Glutamate (Q126E) exhibit unexpectedly full IL-2 activity on PHA- blasts, and little (if any) activity on NK cells. Previous studies of human IL-2 muteins 25 have relied on murine cellular systems of analysis, and when human cells have been used, have not utilized cells expressing only IL-2R $\beta\gamma$  (such as NK cells). Additionally, those studies utilizing human PHA- blasts have shown that the substitution of Asp-20 (with Leu, Arg, Asp, or Lys; Xu, *et. al.*, *Eur. Cytokine Netw.*, 6, 237-244 (1995)) or Gln-126 (with Asp; Buchli and Ciardelli, *Arch. Biochem. Biophys.*, 307(2): 411-415, (1993)) result in 30 human IL-2 muteins having severely compromised activity. Previous studies using murine IL-2 identified mouse IL-2 muteins with differing activities (Zurawski, *et. al.*, *EMBO J.*, 12

5113-5119 (1993)), but none of the mutations that yielded these results were suggestive of those identified in the work described herein. Human IL-2 muteins containing identical mutations at synonymous positions with murine IL-2 muteins do not exhibit similar activities, and therefore suggest that the murine examples are not predictive of human functionality. No studies of human IL-2 muteins are known to the inventors comparing relative activities on human cells expressing the IL-2 receptor IL-2R $\alpha\beta\gamma$  (e.g., PHA-blasts) in relation to expressing the IL-2 receptor IL-2R $\beta\gamma$  (e.g., NK cells). It is expected that analysis *in vivo* will confirm that the muteins described will have an improved therapeutic index over wild-type human IL-2 through the reduction of toxicity, thus 10 providing therapeutically useful compounds for the treatment of disorders requiring immune system stimulation.

Interleukin 2 (IL-2) is currently in use in the clinic for the treatment of metastatic renal cancer. However, its severe toxicity has limited its use to only a subset of the healthiest of patients, and dose-limiting toxicity is presumed to compromise its overall 15 efficacy. Acute toxicity of IL-2 has been proposed to be mediated through activation of NK cells, whereas the efficacy is mediated by the direct activation of T cells (Jacobson, *et.al.*, *Proc Natl Acad Sci U S A* (United States), Sep 17 1996, 93(19) p10405-10; Smith KA, *Blood* 1993, 81(6) p1414-23; Kaplan, *et.al.*, *Biotechnology*, 10(2) p157-62). T cells express a different receptor for IL-2 than do NK cells (T cells: IL-2R $\alpha\beta\gamma$ , the high 20 affinity IL-2 receptor; NK cells: IL-2R $\beta\gamma$ , the intermediate affinity IL-2 receptor). The human IL-2 muteins described herein selectively activate the T cell IL-2 receptor and not the NK cell IL-2 receptor.

Low-dose therapy with IL-2 has been utilized to circumvent directly activating NK cells with some success (Jacobson, *et. al.* (1996). *Proc Natl Acad Sci U S A* 93: 10405-10). 25 This strategy incorporated the concept that at low-doses of IL-2, only the high affinity IL-2 receptor will be activated to the exclusion of the intermediate affinity IL-2 receptor. The intermediate affinity form of the IL-2 receptor, IL-2R $\beta\gamma$ , is expressed on NK cells, while T cells express the high affinity form, IL-2R $\alpha\beta\gamma$ .

30 However, the inventors approached the toxicity problem from a different angle. Disruption of the interactions of IL-2 with IL-2R $\beta$  and/or IL-2R $\gamma$  through appropriate modification of specific binding residues on the binding surface of IL-2 were hypothesized

to prevent effective binding (and thus activation) to cells expressing only IL-2R $\beta\gamma$ . However, on cells expressing IL-2R $\alpha\beta\gamma$ , initial binding to IL-2R $\alpha$ , and thus binding to the cell, will still occur, and so the low-dose therapy suggested by Jacobs et al. may still manifest toxic side effects. By virtue of binding to IL-2R $\alpha$ , effective recruitment of 5 IL-2R $\beta$  and IL-2R $\gamma$  can occur on the cell surface despite the impaired interactions of the modified IL-2 with IL-2R $\beta$  and/or IL-2R $\gamma$ . A signaling-competent IL-2/IL-2R $\alpha\beta\gamma$  complex can thus be formed. An IL-2 variant able to selectively activate the high affinity IL-2 receptors on T cells in preference to the intermediate affinity IL-2 receptors on NK cells we believe may have an increased therapeutic index over wild-type IL-2 due to a 10 reduced toxicity profile. An IL-2 variant with an increased therapeutic index would have a significantly expanded range of use in both the treatment of cancer (as a direct and/or adjunct therapy) and immunodeficiency (e.g., HIV and tuberculosis). Other potential uses of IL-2 are derived from its immunostimulatory activity, and include besides direct treatment of cancer, immunodeficiency, such as HIV or human SCID patients; infectious 15 disease, such as tuberculosis; as an adjuvant in "cancer vaccine" strategies; and for immune system stimulation indications, such as enhancing standard vaccination protocols or for the treatment of the elderly.

Appropriate substitution at Asp-20, Asn-88, or Gln-126 reduced the binding interactions for either IL-2R $\beta$  (Asp-20 and Asn-88) or IL-2R $\gamma$  (Gln-126). The net effect of 20 such substitutions resulted in IL-2 muteins that retained activity on human T cells, and have reduced activity on human NK cells.

As it was not possible to predict the outcome of a given substitution prior to evaluation in the T and NK cell assays, all possible natural amino acid substitutions (except Cys) were made at positions Asp-20, Asn-88 and Gln-126, and a limited but 25 diverse set of mutations were made at position Asp-84 to test whether they indeed interacted with IL-2R $\beta$ . Additional mutations would be tested at position Asp-84 if effects on apparent IL-2R $\beta$  interactions were observed. Data for forty-six separate substitutions at those positions is presented in Table 1, *infra*.

Mutations were introduced using site-directed mutagenesis on wild-type human 30 IL-2 cDNA. Correct clones were subcloned to an expression vector suitable for expression in a heterologous system (e.g., *E. coli*, baculovirus, yeast or mammalian cells such as, for

example, Chinese Hamster Ovary (CHO) cells). Purified proteins were tested in T cell (PHA-blast) proliferation and NK proliferation assays. Different responses generated by individual muteins between these assays, *i.e.*, EC<sub>50</sub>, indicate mutations that effect these activities. Specifically, muteins that stimulate a relatively stronger response in the PHA-blast (T cell) assay (vs. wild-type IL-2) as compared to the response on NK cell assay (vs. wild-type IL-2) will suggest substitutions that provide cellular specificity based on the ability of specific muteins to bind to and activate IL-2R $\alpha\beta\gamma$  expressed on these cells, but unable to bind, and thus not activate, cells expressing only IL-2R $\beta\gamma$ . IL-2 muteins exhibiting this property will thus possess *in vivo* the immunostimulatory properties of IL-2 with reduced IL-2 therapy-associated toxicities of vascular leak and hypotension.

#### B. Definitions

Deposit of a CHO cell line used to produce the recombinant protein described herein was made at the ATCC, 12301 Parklawn Drive, Rockville, MD, 20852, USA, on May 5, 1999, Deposit No. \_\_\_\_\_. Since the strain referred to is being maintained under the terms of the Budapest Treaty, it will be made available to a patent office signatory to the Budapest Treaty.

As used herein, "wild type IL-2" means IL-2, whether native or recombinant, having the 133 normally occurring amino acid sequence of native human IL-2 (less the signal peptide, consisting of an additional 20 N-terminal amino acids), whose amino acid sequence is described in Fujita, *et. al.*, *PNAS USA*, 80, 7437-7441 (1983), with or without an additional N-terminal Methionine which is necessarily included when the protein is expressed as an intracellular fraction in *E. coli*.

As used herein, "IL-2 mutein" means a polypeptide wherein specific substitutions to the human mature interleukin-2 protein have been made. Table 1, *infra*, discloses forty-six individual substitution IL-2 muteins made, and their corresponding relative activity data. Preferred embodiments include those muteins having at least 100-fold relative activity. Particularly preferred embodiments include the following, which exhibit greater than 1000-fold relative activity: aspartate (Asp) residue (D) at position 20 ("D20"), when numbered in accordance with wild type IL-2, is substituted with isoleucine, ("D20I") or Histidine ("D20H"); the asparagine residue (Asn) at position 88 (N88) has been

substituted with Isoleucine (N88I), Glycine (N88G), or Arginine (N88R); and the glutamine residue (Gln) at position 126 (Q126) has been substituted with Leucine (Q126L) or Glutamate (Q126E) or Aspartate (Q126D). The preferred IL-2 muteins have an amino acid sequence identical to wild type IL-2 at the other, non-substituted residues. However, 5 the IL-2 muteins of this invention may also be characterized by amino acid insertions, deletions, substitutions and modifications at one or more sites in or at the other residues of the native IL-2 polypeptide chain. In accordance with this invention any such insertions, deletions, substitutions and modifications may result in an IL-2 mutein that retains a PHA-blast selective activity while having reduced ability to activate NK cells, and come within 10 the scope of this patent.

Combining the preferred or particularly preferred substitutions described above in a single recombinant IL-2 molecule may result in combination mutants having activity similar to that disclosed herein by the single mutants. For example, it may be expected that an IL-2 molecule having a combination of two or more mutations selected from Table 15 Table 1 may result in a T cell selective IL-2 agonist with relative activity similar to the relative activity of the single substitutions disclosed herein. Combination mutants come within the spirit and scope of the present invention.

We prefer conservative modifications and substitutions at other positions of IL-2 (i.e., those that have a minimal effect on the secondary or tertiary structure of the mutein). 20 Such conservative substitutions include those described by Dayhoff in The Atlas of Protein Sequence and Structure 5 (1978), and by Argos in EMBO J., 8:779-785 (1989). For example, amino acids belonging to one of the following groups represent conservative changes:

- ala, pro, gly, gln, asn, ser, thr;
- 25 - cys, ser, tyr, thr;
- val, ile, leu, met, ala, phe;
- lys, arg, his;
- phe, tyr, trp, his; and
- asp, glu.

30 We also prefer modifications or substitutions that do not introduce sites for additional intermolecular crosslinking or incorrect disulfide bond formation. For example,

IL-2 is known to have three cys residues, at wild-type positions 58, 105 and 125 of the mature sequence.

By "numbered in accordance with wild type IL-2" we mean identifying a chosen amino acid with reference to the position at which that amino acid normally occurs in the mature sequence of wild type IL-2. Where insertions or deletions are made to the IL-2 mutein, one of skill in the art will appreciate that the Asp normally occurring at position 20 may be shifted in position in the mutein. However, the location of the shifted Asp can be readily determined by inspection and correlation of the flanking amino acids with those flanking Asp in wild type IL-2.

The term "cell types having the IL-2R $\alpha\beta\gamma$  receptor" means the cells known to have this receptor type, i.e., T cells, activated T cells, B cells, activated monocytes, and activated NK cells. The term "cell types having the IL-2R $\beta\gamma$  receptor" means the cells known to have that receptor type, i.e., B cells, resting monocytes, and resting NK cells.

The IL-2 muteins of the present invention can be produced by any suitable method known in the art. Such methods include constructing a DNA sequence encoding the IL-2 muteins of this invention and expressing those sequences in a suitably transformed host. This method will produce the recombinant muteins of this invention. However, the muteins of this invention may also be produced, albeit less preferably, by chemical synthesis or a combination of chemical synthesis and recombinant DNA technology.

Batch-wise production or perfusion production methods are generally within the skill of the art. See Freshey, R.I. (ed), "Animal Cell Culture: A Practical Approach," 2nd ed., 1992, IRL Press, Oxford, England; Mather, J.P. "Laboratory Scaleup of Cell Cultures (0.5 - 50 liters)," *Methods Cell Biology* 57: 219 - 527 (1998); Hu, W.S., and Aunins, J.G., "Large-scale Mammalian Cell Culture," *Curr Opin Biotechnol* 8: 148 - 153 (1997); Konstantinov, K.B., Tsai, Y., Moles, D., Matanguihan, R., "Control of long-term perfusion Chinese hamster ovary cell culture by glucose auxostat," *Biotechnol Prog* 12:100 - 109 (1996).

In one embodiment of a recombinant method for producing a mutein of this invention, a DNA sequence is constructed by isolating or synthesizing a DNA sequence encoding the wild type IL-2 and then changing the codon for Asp20 to a codon for Isoleucine (I) by site-specific mutagenesis. This technique is well known. See, e.g., *Mark*

*et al.*, "Site-specific Mutagenesis Of The Human Fibroblast Interferon Gene", Proc. Natl. Acad. Sci. USA 81, pp. 5662-66 (1984); and United States Patent no. 4,588,585, incorporated herein by reference.

Another method of constructing a DNA sequence encoding the IL-2 muteins of this invention would be chemical synthesis. This for example includes direct synthesis of a peptide by chemical means of the protein sequence encoding for an IL-2 mutein exhibiting the properties described in the invention. This method may incorporate both natural and unnatural amino acids at positions that affect the interactions of IL-2 with the IL-2R $\beta$  or IL-2R $\gamma$ . Alternatively a gene which encodes the desired IL-2 mutein may be synthesized by chemical means using an oligonucleotide synthesizer. Such oligonucleotides are designed based on the amino acid sequence of the desired IL-2 mutein, and preferably selecting those codons that are favored in the host cell in which the recombinant mutein will be produced. In this regard, it is well recognized that the genetic code is degenerate -- that an amino acid may be coded for by more than one codon. For example, Phe (F) is coded for by two codons, TTC or TTT, Tyr (Y) is coded for by TAC or TAT and his (H) is coded for by CAC or CAT. Trp (W) is coded for by a single codon, TGG. Accordingly, it will be appreciated that for a given DNA sequence encoding a particular IL-2 mutein, there will be many DNA degenerate sequences that will code for that IL-2 mutein. For example, it will be appreciated that in addition to the preferred DNA sequence for mutein D20I shown in SEQ ID NO:1, there will be many degenerate DNA sequences that code for the IL-2 mutein shown. These degenerate DNA sequences are considered within the scope of this invention. Therefore, "degenerate variants thereof" in the context of this invention means all DNA sequences that code for and thereby enable expression of a particular mutein.

The DNA sequence encoding the IL-2 mutein of this invention, whether prepared by site directed mutagenesis, chemical synthesis or other methods, may or may not also include DNA sequences that encode a signal sequence. Such signal sequence, if present, should be one recognized by the cell chosen for expression of the IL-2 mutein. It may be prokaryotic, eukaryotic or a combination of the two. It may also be the signal sequence of native IL-2. The inclusion of a signal sequence depends on whether it is desired to secrete the IL-2 mutein from the recombinant cells in which it is made. If the chosen cells are

prokaryotic, it generally is preferred that the DNA sequence not encode a signal sequence. If the chosen cells are eukaryotic, it generally is preferred that a signal sequence be encoded and most preferably that the wild-type IL-2 signal sequence be used.

Standard methods may be applied to synthesize a gene encoding an IL-2 mutein according to this invention. For example, the complete amino acid sequence may be used to construct a back-translated gene. A DNA oligomer containing a nucleotide sequence coding for IL-2 mutein may be synthesized. For example, several small oligonucleotides coding for portions of the desired polypeptide may be synthesized and then ligated. The individual oligonucleotides typically contain 5' or 3' overhangs for complementary assembly.

Once assembled (by synthesis, site-directed mutagenesis or another method), the DNA sequences encoding an IL-2 mutein of this invention will be inserted into an expression vector and operatively linked to an expression control sequence appropriate for expression of the IL-2 mutein in the desired transformed host. Proper assembly may be confirmed by nucleotide sequencing, restriction mapping, and expression of a biologically active polypeptide in a suitable host. As is well known in the art, in order to obtain high expression levels of a transfected gene in a host, the gene must be operatively linked to transcriptional and translational expression control sequences that are functional in the chosen expression host.

The choice of expression control sequence and expression vector will depend upon the choice of host. A wide variety of expression host/vector combinations may be employed. Useful expression vectors for eukaryotic hosts, include, for example, vectors comprising expression control sequences from SV40, bovine papilloma virus, adenovirus and cytomegalovirus. Useful expression vectors for bacterial hosts include known bacterial plasmids, such as plasmids from *E.coli*, including col E1, pCRI, pER32z, pMB9 and their derivatives, wider host range plasmids, such as RP4, phage DNAs, e.g., the numerous derivatives of phage lambda, e.g., NM989, and other DNA phages, such as M13 and filamentous single stranded DNA phages. Useful expression vectors for yeast cells include the 2 $\mu$  plasmid and derivatives thereof. Useful vectors for insect cells include pVL 941.

We prefer pFastBac<sup>TM</sup> 1 (GibcoBRL, Gaithersburg, MD). *Cate et al.*, "Isolation Of The

**Bovine And Human Genes For Mullerian Inhibiting Substance And Expression Of The Human Gene In Animal Cells", Cell, 45, pp. 685-98 (1986).**

In addition, any of a wide variety of expression control sequences may be used in these vectors. Such useful expression control sequences include the expression control sequences associated with structural genes of the foregoing expression vectors. Examples of useful expression control sequences include, for example, the early and late promoters of SV40 or adenovirus, the lac system, the trp system, the TAC or TRC system, the major operator and promoter regions of phage lambda, for example PL, the control regions of fd coat protein, the promoter for 3-phosphoglycerate kinase or other glycolytic enzymes, the 10 promoters of acid phosphatase, e.g., PhoA, the promoters of the yeast  $\alpha$ -mating system, the polyhedron promoter of Baculovirus, and other sequences known to control the expression of genes of prokaryotic or eukaryotic cells or their viruses, and various combinations thereof.

Any suitable host may be used to produce the IL-2 muteins of this invention, 15 including bacteria, fungi (including yeasts), plant, insect, mammal, or other appropriate animal cells or cell lines, as well as transgenic animals or plants. More particularly, these hosts may include well known eukaryotic and prokaryotic hosts, such as strains of *E.coli*, *Pseudomonas*, *Bacillus*, *Streptomyces*, fungi, yeast, insect cells such as *Spodoptera frugiperda* (Sf9), animal cells such as Chinese hamster ovary (CHO) and mouse cells such 20 as NS/O, African green monkey cells such as COS 1, COS 7, BSC 1, BSC 40, and BNT 10, and human cells, as well as plant cells in tissue culture. For animal cell expression, we prefer CHO cells and COS 7 cells in cultures and particularly the CHO cell line CHO (DHFR-) or the HKB line.

It should of course be understood that not all vectors and expression control 25 sequences will function equally well to express the DNA sequences described herein. Neither will all hosts function equally well with the same expression system. However, one of skill in the art may make a selection among these vectors, expression control sequences and hosts without undue experimentation. For example, in selecting a vector, the host must be considered because the vector must replicate in it. The vector's copy 30 number, the ability to control that copy number, and the expression of any other proteins encoded by the vector, such as antibiotic markers, should also be considered. For example,

5 preferred vectors for use in this invention include those that allow the DNA encoding the IL-2 muteins to be amplified in copy number. Such amplifiable vectors are well known in the art. They include, for example, vectors able to be amplified by DHFR amplification (see, e.g., Kaufman, United States Patent 4,470,461, *Kaufman and Sharp, "Construction*  
10 *Of A Modular Dihydrafolate Reductase cDNA Gene: Analysis Of Signals Utilized For Efficient Expression"*, Mol. Cell. Biol., 2, pp. 1304-19 (1982)) or glutamine synthetase ("GS") amplification (see, e.g., United States Patent 5,122,464 and European published application 338,841).

15 In selecting an expression control sequence, a variety of factors should also be considered. These include, for example, the relative strength of the sequence, its controllability, and its compatibility with the actual DNA sequence encoding the IL-2 mutein of this invention, particularly as regards potential secondary structures. Hosts should be selected by consideration of their compatibility with the chosen vector, the toxicity of the product coded for by the DNA sequences of this invention, their secretion characteristics, their ability to fold the polypeptides correctly, their fermentation or culture requirements, and the ease of purification of the products coded for by the DNA sequences.

20 Within these parameters, one of skill in the art may select various vector/expression control sequence/host combinations that will express the desired DNA sequences on fermentation or in large scale animal culture, for example, using CHO cells or COS 7 cells.

25 The IL-2 muteins obtained according to the present invention may be glycosylated or unglycosylated depending on the host organism used to produce the mutein. If bacteria are chosen as the host then the IL-2 mutein produced will be unglycosylated. Eukaryotic cells, on the other hand, will glycosylate the IL-2 muteins, although perhaps not in the same way as native IL-2 is glycosylated. The IL-2 mutein produced by the transformed host can be purified according to any suitable method. Various methods are known for purifying IL-2. See, e.g *Current Protocols in Protein Science*, Vol 2. Eds: John E. Coligan, Ben M. Dunn, Hidde L. Ploehg, David W. Speicher, Paul T. Wingfield, Unit 6.5  
30 (Copyright 1997, John Wiley and Sons, Inc. We prefer refolding from inclusion bodies generated in *E. coli*, or from conditioned medium from either mammalian or yeast cultures

producing a given mutein using cation exchange, gel filtration, and or reverse phase liquid chromatography. See Examples 1 (*E. coli*) and 10 (CHO cell perfusion) below.

The biological activity of the IL-2 muteins of this invention can be assayed by any suitable method known in the art. Such assays include PHA-blast proliferation and NK cell proliferation. Muteins of appropriate activity, ie., fully active on IL-2R $\alpha\beta\gamma$ , with reduced activity on cells bearing IL-2R $\beta\gamma$ , will be confirmed using the two assays. The "relative activity" of a mutein is measured with respect to wild-type IL-2, and as described further in the examples, is the ratio of the activity of PHA-blast proliferation to NK cell proliferation.

10 The IL-2 mutein of this invention will be administered at a dose approximately paralleling that or greater than employed in therapy with wild type native or recombinant IL-2. An effective amount of the IL-2 mutein is preferably administered. An "effective amount" means an amount capable of preventing or lessening the severity or spread of the condition or indication being treated. It will be apparent to those of skill in the art that the 15 effective amount of IL-2 mutein will depend, *inter alia*, upon the disease, the dose, the administration schedule of the IL-2 mutein, whether the IL-2 mutein is administered alone or in conjunction with other therapeutic agents, the serum half-life of the composition, and the general health of the patient.

20 The IL-2 mutein is preferably administered in a composition including a pharmaceutically acceptable carrier. "Pharmaceutically acceptable carrier" means a carrier that does not cause any untoward effect in patients to whom it is administered. Such pharmaceutically acceptable carriers are well known in the art. We prefer 2% HSA/PBS at pH 7.0.

25 The IL-2 muteins of the present invention can be formulated into pharmaceutical compositions by well known methods. See, e.g., Remington's Pharmacautical Science by E. W. Martin, hereby incorporated by reference, describes suitable formulations. The pharmaceutical composition of the IL-2 mutein may be formulated in a variety of forms, including liquid, gel, lyophilized, or any other suitable form. The preferred form will depend upon the particular indication being treated and will be apparent to one of skill in 30 the art.

The IL-2 mutein pharmaceutical composition may be administered orally, by aerosol, intravenously, intramuscularly, intraperitoneally, intradermally or subcutaneously or in any other acceptable manner. The preferred mode of administration will depend upon the particular indication being treated and will be apparent to one of skill in the art. The pharmaceutical composition of the IL-2 mutein may be administered in conjunction with other therapeutic agents. These agents may be incorporated as part of the same pharmaceutical composition or may be administered separately from the IL-2 mutein, either concurrently or in accordance with any other acceptable treatment schedule. In addition, the IL-2 mutein pharmaceutical composition may be used as an adjunct to other therapies.

Accordingly, this invention provides compositions and methods for the treatment of HIV, Cancer, autoimmune disease, infectious disease, vaccine adjuvant in Cancer vaccine and conventional vaccine therapy, for immune stimulation in the elderly or otherwise immunocompromised individuals, as well as in human SCID patients, or other therapeutic application requiring general stimulation of the immune system in any suitable animal, preferably a mammal, most preferably human. As previously noted in the Background section, IL-2 has many effects. Some of these are stimulation of PHA- blasts, resting T cells, B cells, monocytes, and NK cells., etc.; muteins described herein will have activities on cell types expressing only the high affinity IL-2 receptor, such as resting T cells, but not the intermediate affinity IL-2 receptor, such as NK cells or monocytes.

Also contemplated is use of the DNA sequences encoding the IL-2 muteins of this invention in gene therapy applications. Gene therapy applications contemplated include treatment of those diseases in which IL-2 is expected to provide an effective therapy due to its T cell activity, e.g., HIV, Cancer, autoimmune disease, infectious disease, vaccine adjuvant in Cancer vaccine and conventional vaccine therapy, for immunestimulation in the elderly or otherwise immunocompromised, as well as in human SCID patients, and diseases that are otherwise responsive to IL-2 or infectious agents sensitive to IL-2-mediated immune response.

Local delivery of IL-2 muteins using gene therapy may provide the therapeutic agent to the target area. Both *in vitro* and *in vivo* gene therapy methodologies are contemplated. Several methods for transferring potentially therapeutic genes to defined

cell populations are known. See, e.g., *Mulligan*, "The Basic Science Of Gene Therapy", Science, 260: 926-31 (1993). These methods include:

1) Direct gene transfer. See, e.g., *Wolff et al.*, "Direct Gene transfer Into Mouse Muscle In Vivo", Science, 247:1465-68 (1990);

5 2) Liposome-mediated DNA transfer. See, e.g., *Caplen et al.*, "Liposome-mediated CFTR Gene Transfer To The Nasal Epithelium Of Patients With Cystic Fibrosis", Nature Med. 3: 39-46 (1995); *Crystal*, "The Gene As A Drug", Nature Med. 1:15-17 (1995); *Gao and Huang*, "A Novel Cationic Liposome Reagent For Efficient Transfection Of Mammalian Cells", Biochem. Biophys. Res. Comm., 179:280-85 (1991);

10 3) Retrovirus-mediated DNA transfer. See, e.g., *Kay et al.*, "In Vivo Gene Therapy Of Hemophilia B: Sustained Partial Correction In Factor IX-Deficient Dogs", Science, 262:117-19 (1993); *Anderson*, "Human Gene Therapy", Science, 256:808-13 (1992).

15 4) DNA Virus-mediated DNA transfer. Such DNA viruses include adenoviruses (preferably Ad-2 or Ad-5 based vectors), herpes viruses (preferably herpes simplex virus based vectors), and parvoviruses (preferably "defective" or non-autonomous parvovirus based vectors, more preferably adeno-associated virus based vectors, most preferably AAV-2 based vectors). See, e.g., *Ali et al.*, "The Use Of DNA Viruses As Vectors For Gene Therapy", Gene Therapy, 1:367-84 (1994); United States Patent 4,797,368, incorporated herein by reference, and United States Patent 5,139,941, incorporated herein by reference.

20 The choice of a particular vector system for transferring the gene of interest will depend on a variety of factors. One important factor is the nature of the target cell population. Although retroviral vectors have been extensively studied and used in a number of gene therapy applications, these vectors are generally unsuited for infecting non-dividing cells. In addition, retroviruses have the potential for oncogenicity.

25 Adenoviruses have the advantage that they have a broad host range, can infect quiescent or terminally differentiated cells, such as neurons or hepatocytes, and appear essentially non-oncogenic. See, e.g., *Ali et al., supra*, p. 367. Adenoviruses do not appear to integrate into the host genome. Because they exist extrachromosomally, the risk of 30 insertional mutagenesis is greatly reduced. *Ali et al., supra*, p. 373.

Adeno-associated viruses exhibit similar advantages as adenoviral-based vectors. However, AAVs exhibit site-specific integration on human chromosome 19. *Ali et al.*, *supra*, p. 377.

5 In a preferred embodiment, the IL-2 mutein-encoding DNA of this invention is used in gene therapy for immunodeficiency diseases such as HIV; infectious diseases such as tuberculosis; and cancers, such as renal carcinoma.

According to this embodiment, gene therapy with DNA encoding the IL-2 muteins of this invention is provided to a patient in need thereof, concurrent with, or immediately after diagnosis.

10 This approach takes advantage of the selective activity of the IL-2 muteins of this invention to prevent undesired toxicity and adverse events. The skilled artisan will appreciate that any suitable gene therapy vector containing IL-2 mutein DNA may be used in accordance with this embodiment. The techniques for constructing such a vector are known. See, e.g., Anderson, W.F., *Human Gene Therapy*, *Nature*, 392 25-30 (1998);  
15 Verma, I.M., and Somia, N., *Gene Therapy - Promises, Problems, and Prospects*, *Nature*, 389 239-242 (1998). Introduction of the IL-2 mutein DNA-containing vector to the target site may be accomplished using known techniques.

20 In order that this invention may be better understood, the following examples are set forth. These examples are for the purpose of illustration only, and are not to be construed as limiting the scope of the invention in any manner. All publications mentioned herein are incorporated by reference in their entirety.

### C. Examples

**Example 1. Production of muteins in *E. coli*.** Muteins were generated by site-directed mutagenesis using primers containing codons corresponding to the desired mutation essentially as described by Kunkel TA, Roberts JD, and Zakour RA, "Rapid and efficient site-specific mutagenesis without phenotypic selection" (1987), *Methods Enzymol* 154: 367-382. Briefly, human IL-2 cDNA containing the restriction enzyme sites *Bam* HI and *Xba* I was subcloned into the M13 phage vector M13 mp19 (New England Biolabs, 30 Beverly, MA) using the same sites. Wild-type IL-2 cDNA was obtained using Polymerase Chain Reaction ("PCR") from a cDNA pool generated from mRNA isolated from human

5 peripheral blood lymphocytes induced 24 hours with phorbol 12-myristate 13-acetate (10 ng/ml). The PCR primers used were, for the 5' end of the IL-2 open reading frame,

5 5'-CCT CAA CTC CTG AAT TCA TGT ACA GGA TGC -3' (SEQ ID NO:3);

and for the 3' end of the IL-2 open reading frame,

5 5'-GGA AGC GGA TCC TTA TCA AGT CAG TGT TGA G -3' (SEQ ID NO:4).

10        Restriction enzyme sites *Eco* RI (5'-end) and *Bam* HI (3'-end) were incorporated into each oligonucleotide and are indicated by italics. The PCR conditions used were 1 minute at 94°C, 1 minute at 58.7°C, and 1 minute at 72°C for 25 cycles. The correct IL-2cDNA sequence so obtained was confirmed by sequencing using the Sequenase® sequencing kit (Amersham Life Sciences, Arlington Heights, IL) as described by the  
15 manufacturer. Uracil-containing single strand DNA (U-DNA) was obtained by transforming the *E. coli* strain CJ236 (Bio-Rad Laboratories, Hercules, CA) with IL-2cDNA-containing M13 mp19. Site-directed mutagenesis utilized in general primers containing 15 nucleotides homologous to the template U-DNA 5' to the codon(s) targetted for mutagenesis, nucleotides that incorporate the desired change, and an additional 10  
20 nucleotides homologous to the template U-DNA 3' of the last altered nucleotide. Initially, site-directed mutagenesis was used to introduce a *Nco* I restriction site at the beginning of the mature sequence of human IL-2. The use of this restriction site incorporates an N-terminal methionine residue that will direct expression in the cytoplasmic space of *E. coli* using for example, the expression vector pET3d. The primer used for this purpose was:  
25

5'-GCA CTT GTC ACA AAC ACC ATG GCA CCT ACT TCA AGT-3' (SEQ ID NO:5)

Specific primers used to incorporate mutations at positions D20, N88, and Q126 were:

30        D20X:        5'-GGA GCA TTT ACT GCT GNN NTT ACA GAT G-3'        (SEQ ID NO:6)  
N88X:        5'-GGG ACT TAA TCA GCN NNA TCA ACG TAA TAG-3'        (SEQ ID NO:7)  
Q126X:        5'-GGA TTA CCT TTT GTN NNA GCA TCA TCT C-3'        (SEQ ID NO:8)

where NNN was replaced with an appropriate codon for Histidine (CAC) or Isoleucine (ATC) (at position D20), arginine (CGT), glycine (GGT), or isoleucine (ATC) (at position N88), or leucine (CTG) (at position Q126). Other mutations utilized a similar strategy and an appropriate codon for a given mutation. Primers were phosphorylated using T4 polynucleotide kinase (New England Biolabs, Beverly, MA) using the manufacturer's protocol. After annealing of the primer to the U-DNA template and extension with T7 DNA polymerase (Bio-Rad Laboratories, Hercules, CA), cells of the *E. coli* strain DH5 $\alpha$ <sup>TM</sup> (GibcoBRL, Gaithersburg, MD) were transformed with 5  $\mu$ l of reaction mixture and plated in LB medium containing 0.7% agar. After incubation at 37°C, plaques were expanded by picking a single plaque and transferring to 2 mls of LB media and grown overnight at 37°C. Single strand DNA was isolated using an M13 purification kit (Qiagen, Inc., Chatsworth, CA) per manufacturer's protocol, and clones containing the desired mutation were identified by sequencing the single stranded DNA using the Sequenase® sequencing kit (Amersham Life Sciences, Arlington Heights, IL) per manufacturer's protocol. IL-2 mutein cDNA from Replicative Form DNA corresponding to plaques containing the correct mutated sequence was isolated using *Nco*I and *Xba* I, and subcloned to the plasmid vector pET3a (Stratagene, San Diego, CA)(Strat). The *E. coli* strain BL21 was transformed with mutein containing pET3a vector, and grown to an ABS<sub>280</sub> of between 0.60 and 1.0, at which time 0.4 mM IPTG to induce IL-2 mutein production was added.

**Example 2. Extraction and Purification of IL-2 muteins from *E. coli*.**

Three hours post induction the cells were harvested by centrifugation at 10,000 X g. The recombinant IL-2 muteins were renatured and purified by first dispersing the cells in 10 volume (vol./wet mass) sucrose/Tris/EDTA buffer (0.375M sucrose, 10mM Tris/HCL pH 8.0, 1mM EDTA). The dispersed cells were sonicated 3 times at 300W with 30 seconds rest intervals in a ice bath, using a Missonix model XL2020 sonicator equipped with 1 inch standard probe. The sonicated material was then centrifuged at 17,000 x g for 20 minutes at 4°C. The pellet, which should be white in color at this point, was washed by resuspension and centrifugation one time in sucrose/Tris/EDTA buffer, twice with Tris/EDTA buffer (50mM Tris/HCL pH 8.0, 1mM EDTA), and finally resuspended in 10

vol. 0.1M Tris/HCL, pH 8.0 buffer (sample is taken at this point for gel analysis) and centrifuged for 20 minutes at 17,000 x g.

The pellet was dissolved by adding 3 volumes of 8 M guanidinium chloride in 0.1 M Tris/HCL (pH 8.0), and 0.1% (vol/vol) 2-mercaptoethanol. After incubation for 2 hours 5 at room temperature, the sample was centrifuged for 20 minutes at 17,000 x g. The resultant solution was dialysed for approximately 20 hours against 20 volume 10mM Tris/HCL, pH 8.0, 1mM EDTA at 4°C. The solution was centrifuged at 17,000 x g for 20 minutes, adjusted to 0.1% trifluoroacetic acid, and filtered in a 0.22 micron filter unit. The solution was transferred immediately to a siliconized bottle and loaded onto a C8 column 10 (Vydac 208TP54). IL-2 muteins were purified using a 20 minute linear gradient using 45-85% acetonitrile in 0.1% TFA. The concentration of the eluted protein was determined by A280 and amino acid analysis. The protein was then aliquoted (100mL) in siliconized tubes and stored at -20 degrees celsius. Mutein so purified was typically a single band as 15 observed by SDS-PAGE (silver stain), and was quantitated by amino acid analysis (accuracy typically >90%).

### Example 3. T cell proliferation assay.

Peripheral blood mononuclear cells (PBMC) were isolated from approximately 100mL of normal human blood (Irwin Memorial Blood Bank, San Francisco, CA) diluted 20 1:2 in cold Dulbecco's phosphate buffered saline (Ca<sup>2+</sup> and Mg<sup>2+</sup> free; DPBS). Ficoll - Paque (Pharmacia) is underlaid and the sample is centrifuged to isolate the PBMC, followed by extensive washes in cold DPBS. PHA blasts (activated T cells) were generated by resuspending cells in RPMI 1640 containing 10% fetal bovine serum (Hyclone), to which 1% (w/v) of each of the following is added: L-glutamine; non- 25 essential amino acids; sodium pyruvate; and antibiotic-antimycotic (RPMI media) at a density of 1X10<sup>6</sup> cells/ml. Phytohemmaglutinin (PHA-P; Sigma) was added at a final concentration of 10µg/mL, and cells were incubated at 37° C, 5% CO<sub>2</sub> for 3 days. Cells were harvested and washed two times in DPBS, resuspended in RPMI media and plated into 96-well flat bottom plates at a density of 1 X 10<sup>5</sup> cells/well in 200 µl with varying 30 concentrations of IL-2 or mutein in RPMI media. Plates were incubated for 48 hrs at

37°C, pulsed with 1  $\mu$ Ci  $^3$ H-thymidine (DuPont NEN®, Boston, MA)/well for 6 hrs, harvested, and radioactivity was measured after harvesting cells onto glass fiber filters.

**Example 4. NK cell proliferation assay.**

5 Peripheral blood mononuclear cells (PBMC) were isolated from approximately 100mL of normal human blood (Irwin Memorial Blood Bank, San Francisco, CA) diluted 1:2 in cold Dulbecco's phosphate buffered saline (Ca<sup>2+</sup> and Mg<sup>2+</sup> free; DPBS). Ficoll - Paque (Pharmacia) is underlaid and the sample is centrifuged to isolate the PBMC, followed by extensive washes in cold DPBS. NK cells were separated from other cells.

10 The Miltenyi Biotec's NK cell isolation kit (Bergisch Gladbach, Germany; Cat# 465-01) is preferred for this purpose. The kit consists of two reagents, separation columns and a very powerful magnetic column support. The first reagent is a cocktail of hapten conjugated monoclonal CD3, CD4, CD19, CD33 antibodies of mouse IgG1 isotype. This is to deplete the PMBC of T cells, B cells and myeloid cells. It is envisioned that any suitable

15 set of antibodies recognizing these cell types can be used. The second reagent consists of colloidal super-paramagnetic MACs microbeads conjugated to an anti-hapten antibody. Cells are resuspended in PBS with 0.5% bovine serum albumin and 2mM EDTA (PBS/EDTA). The volume of the suspension is dependent on the number of cells used and is provided in a chart by Miltenyi Biotec. Typically, with a cell number of 2 to 5  $\times 10^6$

20 PBMC, the cells are resuspended in 800uL of the buffer and then 200uL of each reagent is used. After incubation with the reagents, the cells are added to the column (resuspended in 2 mLs of buffer). The non-NK cells adhere to the magnet (depleted) and the NK cells are isolated and collected in the flow through. Cells are washed, resuspended in RPMI media (contains: RPMI 1640, to which 1% of each of the following is added: L-glutamine; non-essential amino acids; sodium pyruvate; antibiotic-antimycotic (all from Gibco/BRL, Gaithersburg, MD); 10% fetal bovine serum (Hyclone)), and plated into 96-well flat bottom plates at a density of 1  $\times 10^5$  cells/well in 200  $\mu$ l. Cells were harvested and washed two times in DPBS, resuspended in RPMI media and plated into 96-well flat bottom plates at a density of 1  $\times 10^5$  cells/well in 200  $\mu$ l with varying concentrations of

25 IL-2 or murein in RPMI media. Plates were incubated for 48 hrs at 37°C, pulsed with 1  $\mu$ Ci  $^3$ H-thymidine (DuPont NEN®, Boston, MA)/well for 6 hrs, harvested, and radioactivity was measured after harvesting cells onto glass fiber filters.

**Example 5. Muteins which selectively activate T cells over NK cells.**

Muteins were generated using site-directed mutagenesis (Kunkel *et al* (1987), *Methods Enzymol* 154: 367-382) at positions Asp-20, Asp-84, Asn-88, and Gln-126, and were

5 expressed in *E. coli* using the pET-3a expression system as described by the manufacturer

(Stratagene). Muteins were purified by recovery of inclusion bodies in guanidine-HCl, refolded, and chromatographed using HPLC, as previously described. The resulting protein appeared >95% pure by silver stained SDS-PAGE, and was analyzed for concentration and purity by amino acid analysis (AAA accuracies typically >90%).

10 Muteins having appropriate activity were confirmed in sequence using mass spectrometry analysis. Muteins so purified were assayed in the T and NK cell assays previously described. Relative activities for IL-2 muteins in the T and NK cell assays are indicated in Table 1.

15

Table 1 - Muteins evaluated for T cell-selective activity

Mutein	relative activity	relative activity	
	T vs. NK cell	T cell	NK cell
wt IL-2	1	1.00000	1.00000
<b>D20 muteins</b>			
D20A	5	0.00024	0.00005
D20H	3900	0.37081	0.00009
D20I	7600	4.59635	0.00061
D20K	330	0.06301	0.00019
D20L	100	0.00063	0.00001
D20M	490	0.05372	0.00011
D20N	160	0.03000	0.00019
D20Q	100	0.03180	0.00032
D20R	33	0.00018	0.00001
D20S	170	0.06640	0.00038
D20T	1	1.00000	1.00000
D20V	10	0.00093	0.00009
D20Y	1000	0.06587	0.00007
<b>N88 muteins</b>			
N88A	50	0.50000	0.01
N88E	10	0.01172	0.00115
N88F	22	0.02222	0.001
N88G	980	8.33333	0.00853

N88H	3	0.00100	0.001
N88I	9600	0.98074	0.00010
N88K	3	0.00010	0.00032
N88L	4	0.00400	0.001
N88M	250	0.25000	0.001
N88R	6200	0.89730	0.00015
N88S	80	0.00200	0.16000
N88T	395	0.50000	0.001266
N88V	67	0.06670	0.001
N88W	1	0.00100	0.001
N88Y	8	0.00800	0.001
<b>Q126 muteins</b>			
Q126A	0.30	0.01743	0.05809
Q126D	240	0.14630	0.00061
Q126E	400	10.0000	0.02500
Q126F	32	0.87358	0.02749
Q126G	100	0.55556	0.00556
Q126H	0.03	0.02216	0.73875
Q126I	33	0.00100	0.00003
Q126K	1.0	1.00000	1.00000
Q126L	680	3.06186	0.00447
Q126M	9.1	19.94092	2.19298
Q126N	10	6.57895	0.64993
Q126P	3.0	0.00032	0.00011
Q126R	11	4.02695	0.36392
Q126S	33	0.03417	0.00103
Q126T	3.3	0.00010	0.00003
Q126V	330	1.00556	0.00302
Q126W	1.0	0.20000	0.20000
Q126Y	10.	0.88500	0.08850

Activities of muteins are described in terms of the relative concentration of mutein required to give a 50% maximum response (EC<sub>50</sub>) in comparison with the EC<sub>50</sub> of wt IL-2 in the same assay; in the case of multiple assays on the same mutein, the geometric mean of the values are listed. The EC<sub>50</sub> values for wt IL-2 ranged between ~10 pM and 150 pM in the T cell assay, and ~50 pM and ~200pM in the NK cell assay. The ratio of T cell vs. NK cell activity of muteins is expressed as the relative activity of the mutein on T cells divided by the relative activity of mutein on NK cells. This ratio is determined for each

mutein using only activity determined from given T and NK cell assays using cells from a single donor.

Mutein activities can be classed into 6 broad categories: 1) 1000-fold T cell selectivity; 2) 100- but <1000-fold T cell selectivity; 3) 10- but <100-fold T cell selectivity; 4) improved activity relative to IL-2 on T cells; 5) NK cell selectivity; 6) 10-fold selectivity for either T or NK cells.

Class 1: D20H, I, and Y; N88G, I, and R.

Class 2: D20K, L, M, N, Q, and S; N88M and T; Q126D, E, G, L, and V.

Class 3: D20R; N88A, E, F, S and V; Q126F, I, N, R and S.

10 Class 4: D20I; N88G; Q126E, L, M, N, and R.

Class 5: Q126A, H.

Class 6: D20A, T, and V; N88H, K, L, W, and Y; Q126K, P, T, W, and Y.

Within Classes 1-3, preferred muteins are those that exhibit near wt IL-2 or better activity on T cells. In Class 1, this would include D20H and I; N88G, I, and R; in Class 15 2, this includes N88M and T, Q126D, E, G, L and V; in Class 3, this includes N88A, Q126F and G. Muteins in Class 4 are predicted to have greater potency than wt IL-2 *in vivo*.

It can be seen from Table 1 that no single mutation resulted in an IL-2 mutein inactive in both assays. However, it can be derived that a combination of mutations that 20 resulted in severely compromised activity from two different positions would potentially yield an antagonist IL-2 activity on T cells, or other high affinity IL-2 receptor bearing cell types. Such an antagonist is predicted from this data as the mutations have been designed to alter only interactions with IL-2R $\beta$  and IL-2R $\gamma$ . One such example would be the double mutein D20R/Q126T. The combination of weakly active mutations in one molecule is 25 predicted to be combinatorial in nature, that is, D20R has 0.00018 activity on T cells, Q126T 0.0001 activity on T cells, the double mutein D20R/Q126T would be expected to have 0.00000018 the activity of wt IL-2 on T cells. Other combinations can be derived from the data provided.

30 **Example 6. Biological activity of wt IL-2 and IL-2 muteins.**

Figures 1 to 7 show the dose-response curves of wt human IL-2 (IL-2) and D20H (Fig. 1), IL-2 and D20I (Fig. 2), IL-2 and N88G (Fig. 3), IL-2 and N88I (Fig. 4), IL-2 and

N88R (Fig. 5), IL-2 and Q126E, (Fig. 6), and IL-2 and Q126L (Fig. 7). **A:** Individual dose response of IL-2 (closed circles) and mutein (open circles) in the primary human T cell proliferation assay (PHA- blasts). **B:** Individual dose response of IL-2 (closed triangles) and mutein (open triangles) in the primary human NK cell proliferation assay.

5 Particularly with respect to Fig.1, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation ( $EC_{50}$ ) is  $\sim 1.5 \times 10^{-10}$  M for the T cell (A) and  $\sim 1 \times 10^{-10}$  M for the NK cell (B) assay. The  $EC_{50}$  for D20H was  $\sim 2 \times 10^{-10}$  M in this T cell assay, but estimated to be  $>1 \times 10^{-5}$  M in this NK cell assay. The net improvement in T cell activity of D20H over NK cell activity is thus  $>50,000$ -fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown).

10 Particularly with respect to Fig.2, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation ( $EC_{50}$ ) is  $\sim 1.5 \times 10^{-10}$  M for the T cell (A) and  $\sim 3 \times 10^{-10}$  M for the NK cell (B) assay. The  $EC_{50}$  for D20I was also  $\sim 1.5 \times 10^{-10}$  M in this T cell assay, but estimated to be only  $\sim 5 \times 10^{-6}$  M in this NK cell assay. The net improvement in T cell activity of D20I over NK cell activity is thus  $\sim 16,000$ -fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown).

15 Particularly with respect to Fig.3, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation ( $EC_{50}$ ) is  $\sim 4 \times 10^{-11}$  M for the T cell (A) and  $\sim 2 \times 10^{-10}$  M for the NK cell (B) assay. The  $EC_{50}$  for N88G was  $\sim 5 \times 10^{-12}$  M in this T cell assay, but estimated to be only  $\sim 3 \times 10^{-8}$  M in this NK cell assay. The net improvement in T cell activity of N88G over NK cell activity is thus  $\sim 1,200$ -fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown).

20 Particularly with respect to Fig.4, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation ( $EC_{50}$ ) is  $\sim 1.5 \times 10^{-10}$  M for the T cell (A) and  $\sim 1 \times 10^{-10}$  M for the NK cell (B) assay. The  $EC_{50}$  for N88I was  $\sim 4 \times 10^{-10}$  M in this T cell assay, but estimated to be only  $\sim 5 \times 10^{-6}$  M in this NK cell assay. The net improvement in T cell activity of N88I over NK cell activity is thus  $\sim 18,000$ -fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown). Similar results were obtained with blood from additional donors (data not shown).

25 Particularly with respect to Fig.5, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation ( $EC_{50}$ ) is  $\sim 1.5 \times 10^{-10}$  M for the T cell (A) and  $\sim 1 \times$

10<sup>-10</sup> M for the NK cell (B) assay. The EC<sub>50</sub> for N88R was ~9 X 10<sup>-11</sup> M in this T cell assay, but estimated to be only ~3 X 10<sup>-7</sup> M in this NK cell assay. The net improvement in T cell activity of N88R over NK cell activity is thus ~5,000-fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown).

5 Particularly with respect to Fig.6, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation (EC<sub>50</sub>) is ~8 X 10<sup>-12</sup> M for the T cell (A) and ~5 X 10<sup>-11</sup> M for the NK cell (B) assay. The EC<sub>50</sub> for Q126E was ~8 X 10<sup>-13</sup> M in this T cell assay, but estimated to be only ~2 X 10<sup>-9</sup> M in this NK cell assay. The net improvement in T cell activity of Q126E over NK cell activity is thus ~400-fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown).

10 Particularly with respect to Fig.7, for the experiment shown, the dose of wt IL-2 that gives 50% maximal proliferation (EC<sub>50</sub>) is ~5 X 10<sup>-11</sup> M for the T cell (A) and ~8 X 10<sup>-11</sup> M for the NK cell (B) assay. The EC<sub>50</sub> for Q126L was ~2 X 10<sup>-11</sup> M in this T cell assay, but estimated to be only ~2 X 10<sup>-8</sup> M in this NK cell assay. The net improvement in 15 T cell activity of Q126L over NK cell activity is thus ~625-fold as determined for this assay. Similar results were obtained with blood from additional donors (data not shown).

#### **Example 7. Chimpanzee Toxicity Studies.**

IL-2/N88R was selected from the IL-2 mutant proteins in Table 1 because of its 20 demonstrated T-cell selective agonist activity in primary human T and NK cell assays. Relative to wild-type IL-2, it is ~6,000-fold more active on T cells than NK cells, and exhibits activity essentially equivalent to wt IL-2 on T cells. IL-2/N88R was produced in CHO cells, purified, and evaluated in a chimpanzee model of IL-2 activity and toxicity. In this *in vivo* model, it exhibited T cell activity comparable to a commercially-available 25 recombinant variant of IL-2 (PROLEUKIN™, Chiron Corporation, Emeryville, CA), yet induced only mild side-effects in comparison (both in terms of objective and clinical parameters).

#### **A. Experimental Design**

##### **1. Materials And Methods**

30 The in-life portion of the study took place at New Iberia Research Center (New Iberia, LA, Sponsor Bayer Corporation, Berkeley, CA) and involved two phases of studies

and 11 young adult to adult male chimpanzees with body weights that ranged from about 45 to 70 kg.

Phase I of the study was a dose determination phase and involved delivering a subcutaneous dose of a vehicle or a subcutaneous dose of PROLEUKIN at 1.2 mg/m<sup>2</sup>, twice daily (BID) for 5 days. Phase II of the study is a comparison of the vehicle, PROLEUKIN, and IL-2/N88R given subcutaneously, every 12 hours (q12h) for 5 days. The dose of IL-2/N88R was selected to provide comparable exposure to PROLEUKIN based upon pharmacokinetic analysis. Blood samples were taken for analyses of blood chemistry, CBC, hematology/coagulation, and FACS analysis of T and NK cell populations as detailed in Sections 5 and 6.

Table 2A. Phase I Protocol

Group Number	Number of Animals	Test Article	Dose	Frequency
1	1	Vehicle	NA	BID for 5 days
2	2	PROLEUKIN	1.2 mg/m <sup>2</sup>	BID for 5 days

15 Table 2B: Phase II Protocol

Group Number	Number of Animals	Test Article	Dose	Frequency
1	2	Vehicle	2.4 ml/m <sup>2</sup>	q12 h for 5 days
2	3	PROLEUKIN	1.2 mg/m <sup>2</sup>	q12 h for 5 days
3	3	IL-2/N88R	1.2 mg/m <sup>2</sup>	q 12 h for 5 days

## 2. Dosing Procedure

On study days in which blood was to be obtained, animals were completely anesthetized using IM ketamine at a dose of approximately 10 mg/kg prior to 20 administration of the test article or vehicle. On study days in which blood sampling was not required, animals were physically restrained using a squeeze cage prior to administration of the test article or vehicle. The dose was administered by subcutaneous

injection every 12 hours for 5 days, and the injection site was clipped of hair on Day 1 of the study. The site and time of dosing was recorded for each dose.

### 3. Clinical Observations

(a) Daily Observations and Food Consumption. Each animal was observed twice daily and any abnormal observation was reported to the Study Director. Animals appearing ill were brought to the attention of the Study Director, Project Veterinarian, and the Sponsor Representative. Food consumption was confirmed and recorded twice daily by visual observation.

(b) Body Weights. Body weights were taken pre-study, prior to dosing on day 1, and each time the animals were sedated for blood collection.

(c) Observation of Injection Sites. Injections sites were observed daily. Any abnormal appearances such as redness or swelling was recorded.

Table 3A: Schedule for Phase II sample collection

Time	CBC	CHEM	COAG	FACS	SPONSOR ASSAY
Pre-study	X	X	X	X	X
Day 1, pre-dose	X	X	X	X	X
Day 1, 15 min					X
Day 3, pre dose	X	X	X	X	X
Day 3, 15 min					X
Day 6	X	X	X	X	X
Day 8	X	X	X	X	X
Day 10	X	X	X	X	X
Day 12	X	X	X	X	X
Day 15	X	X	X	X	X
Day 30	X	X	X	X	X

#### 4. Sample Handling

(a) Serum Chemistries. Approximately 2 ml blood samples were collected from each animal into tubes without anticoagulant at the above specified time points. Blood collection times were documented and blood was allowed to clot at room temperature. The samples were then centrifuged, the serum separated and forwarded to the NIRC Clinical Pathology Laboratory. The NIRC standard serum chemistry panel included in Table 4:

Table 4: Blood chemistry panel

Sodium	Phosphorus
Potassium	Urea Nitrogen
Chloride	Creatinine
Total Bilirubin	Total Protein
Alkaline Phosphatase	Albumin
Lactate Dehydrogenase (LDH)	Albumin/Globulin Ratio
Aspartate Aminotransferase (AST)	Glucose
Alanine Aminotransferase (ALT)	Calcium
Carbon Dioxide (CO <sub>2</sub> )	Gamma-glutamyl transferase (GGT)

10

(b) Hematology. Approximately 2 ml blood samples was collected from each animal into EDTA tubes at the above specified time points and forwarded to the NIRC Clinical Pathology Laboratory. The standard NIRC hematology panel, including complete blood count, differential, and platelet count, was run on all samples.

15

(c) Sponsor Assays. Approximately a 6 ml blood sample was collected into tubes with EDTA as an anticoagulant at the times specified above. Blood collection times were documented. The samples were centrifuged, the plasma separated and aliquoted into three separate tubes. The plasma was stored frozen (-60°C or below) and shipped to Bayer Corporation, Berkeley, CA as soon as the study was completed.

## 5. FACS

(a) Procedure. Approximately a 5 ml blood sample was collected in sodium heparin anticoagulant at the times specified for FACS analysis.

5 Whole blood specimen was obtained in either EDTA, ACD or heparin. Cell numbers were adjusted to be in the range of 2 to 20 thousand per mm<sup>3</sup>.

12 X 75 glass or plastic tubes were appropriately labeled for the antibody panel being run. Antibody or antibody cocktail were added to the tubes following manufacturer suggested volumes.

10 100 $\mu$ l of well-mixed blood specimen was added per tube and the mixture was incubated for 30mn at room temperature, protected from light.

15 After incubation, 2 ml of lysing solution (Becton Dickinson FACS brand lysing solution, BD# 92-0002) were added, the mix was vortexed gently and let stand for 10 minutes at room temperature. The tubes were then centrifuged at room temperature for 5 minutes at 300 X g. Supernatants were decanted, excess liquid blotted and 1 ml of PBS buffer (GIBCO 14190-144) was added to each cell pellet. After a gentle vortex, the tubes were centrifuged at room temperature for 5 mn at 300 X g. Supernatants were decanted and excess liquid blotted before adding 1 ml of fixative solution (0.5% formaldehyde solution, prepared by diluting 10% formaldehyde (Polyscience, Inc. #0418) 1:20 with PBS buffer) on the cell pellet and vortexing gently for resuspension. Samples were then 20 analyzed on a Coulter EPICS SL Flow Cytometer.

25 Antibodies used for the study: MIgG1/MIgG1 isotype control (Becton Dickinson, Cat. # 349526), CD45-PerCP (Becton Dickinson, Cat. # 347464), CD8-FITC (Becton Dickinson, Cat. #347313), CD25-PE (Becton Dickinson, Cat. # 30795X), CD4-FITC (Becton Dickinson, Cat. #340133), CD16-PE (Pharmingen, Cat. # 347617), CD3-PerCP (Becton Dickinson, Cat. # 347344).

## 6. Coagulation Profile

30 Approximately a 2 ml whole blood sample was collected into tubes with sodium citrate added as an anticoagulant at the above specified time points. The coagulation profile consisted of Prothrombin Time (PT), Activated Partial Thromboplastin Time (APTT) and Fibrinogen.

**B. Results And Discussion****1. PROLEUKIN Dose Determination**

The primary goal of this phase was to identify an optimal PROLEUKIN dose for comparison with IL-2/N88R. This optimal dose of PROLEUKIN was targeted to be a tolerable dose (lower than the maximum tolerated dose) which will ideally cause clinically significant, but moderate and reversible toxicity. A PROLEUKIN dose of 1.2 mg/M<sup>2</sup>, BID, was determined as the initial dose based on cross-species extrapolation given clinical dose regimens of PROLEUKIN, their corresponding toxicities, and in-house cynomolgus monkey PROLEUKIN dose-response results.

Two chimpanzees were treated in this manner with PROLEUKIN. These animals became increasingly less active, distressed, and dehydrated throughout the course of dosing. Both animals developed severe gastrointestinal symptoms starting on days 3 or 4, including reduced appetite, diarrhea, vomiting. Dosing on one animal (number X-159) was discontinued after 3 days of dosing because of severe renal (Figure 8A&B) and moderate hepatic (Figure 8C&D) dysfunction reflected in blood chemistry chemistries. These include elevations of blood urea nitrogen (BUN), creatinine, and total bilirubin, ALT (SGPT). Lactated Ringers solution was given i.v. to both PROLEUKIN-treated animals on day 3 and 4 (animal X-159) and day 4 only (animal X-124) as resuscitation or to prevent further dehydration. Animal number X-159 was removed from the study on day 8 due to renal dysfunction and possible thrombus on the right leg as indicated by very minimal pulse (femoral), and the entire calf was cold and enlarged. Although significant toxicity was observed in one animal, the other animal experienced less severe events and the profile of adverse events for both animals was reversible. Based on this, 1.2 mg/M<sup>2</sup> PROLEUKIN and the equivalent dose (based on exposure) of IL-2/N88R, q12hr was determined to be an appropriate dose regimen to compare these two compounds.

**2. Comparison of IL-2/N88R to PROLEUKIN**

Clinical Observations. Table 5 lists the clinical observations made during the study. Values are reported on a scale of 0 to 5, where 5 is severe. All PROLEUKIN treated animals were severely ill; there was one PROLEUKIN treatment-associated death. Values reported post day 6 for the PROLEUKIN group reflect data from the remaining two

5 animals. The most obvious side-effect of IL-2/N88R treatment appeared to be mild GI disturbance (emesis) although treatment did induce nominal toxicity in terms of the parameters indicated in Table 4. Body weight of the PROLEUKIN group fell 6% on day 6 and dropped as low as 10% on day 10 and slowly recovered thereafter (see Figure 9). In contrast, IL-2/N88R and the vehicle groups had merely 1-3% weight loss at most.

Table 5. Clinical observations\*

Treatment	General Condition	Loss of Appetite	Lethargy	GI	Malaise
IL-2/N88R	good	1	1	2	1
PROLEUKIN	severely ill	5	4/5	5	4/5
Vehicle	normal	0	0	0	0

\*Scale of 0 to 5, where 5 is most severe

10 (a) Hematology. IL-2/N88R induced cellular effects consistent with PROLEUKIN activation, in particular lymphocytosis (Figure 10A), increase in white blood cells (Figure 10B) and neutrophils (Figure 10C.) were also observed. IL-2/N88R induced only a marginal thrombocytopenia (nadir of ~15%) compared to PROLEUKIN (nadir ~50%) during the treatment portion of the study (Figure 10D).

15 (b) Renal Function. BUN levels were markedly higher in all Proelukin treated animals on days 6 and 8 (Figure 11A). BUN levels were over 130 mg/dL in two of these animals; Creatinine levels also increased dramatically in the two animals on both day 6 and day 8 (Figure 11B) indicating a complete shut down of renal function. In addition, both serum phosphorus and anion gap also increased in the PROLEUKIN treated group on 20 days 6 and 8. In contrast, in all IL-2/N88R animals, these renal parameters remained basically normal throughout the study (Figure 11C&D).

25 (c) Hepatic Function. Total bilirubin more than tripled in the PROLEUKIN group on day 6 and remained high through day 10 (Figure 12A). In contrast, only one animal in the IL-2/N88R group had a transient, minor increase on days 3 and 6. Serum SGPT level elevated dramatically and reached over 100 U/L in all PROLEUKIN animals on day 6 (Figure 12B). The SGPT level in animal number A199 reached 651 U/L, and the SGOT

2789 U/L (Lab Note Book: NIRC#8754-9852-Phase II, Table 1 Individual and Group Mean Chemistry Values, page 17 of 21 of the table), indicating a severe liver failure.

(d) Coagulation. Fibrinogen level more than doubled in both PROLEUKIN and IL-2/N88R groups and peaked on day 6 (Figure 12C). The increase appears to have happened earlier in the PROLEUKIN group than the IL-2/N88R animals. This is reflected by an increase of 51% vs. 5% on day 3. The changes in fibrinogen may be a result of acute protein response rather than coagulation defects since there were no meaningful changes in APTT or PT accordingly during the same period of time (Figure 12D). However, starting from day 10 the APTT level in PROLEUKIN animals showed an obvious up trend although the absolute value remained within the normal range. The same trend, although to a lesser extend, was also observed in the IL-2/N88R group. Interestingly, however, fibrinogen level appeared to have drifted lower during the same period of time accordingly in both groups.

(e) Homeostasis. Serum sodium levels decreased to under 135 MEQ/L in two of the three PROLEUKIN animals on day 8, but remained normal in the rest of the animals (Figure 13A). Chloride levels in the PROLEUKIN group were also reduced to under 95 MEQ/L starting on day 3 and remained low until day 15 (Figure 13B). The calcium level was lower in two of three PROLEUKIN animals on days 6 and 8, and reached as low as 4.9 and 3.1 mg/dL in animal A199 (Figure 13C). The potassium level decreased to under 3 MEQ/L from days 3 to 12 in all PROLEUKIN treated animals except animal A199 whose potassium level actually increased to a toxic level of 7.2 MEQ/L before being taken off the study (Figure 13D).

(f) Signs of Vascular Leak. Serum albumin level decreased in both PROLEUKIN (37%) and IL-2/N88R(19%) groups (Figure 14A). An increase in hematocrit level was observed in the PROLEUKIN group on days 3 and 6 (Figure 14B). In contrast, the hematocrit levels in both vehicle control and IL-2/N88R groups decreased during the same time period and remained low indicating mild anemia as expected due to multiple blood sample collections (Figure 14B&C). The elevation of hematocrit in the PROLEUKIN group when coupled with a decrease in albumin is consistent with the development of capillary leak syndrome.

### 3. Cellular Activation

PROLEUKIN and IL-2/N88R efficacy were followed through the variation of the percentage of CD25 positive lymphocytes (trafficking + proliferation) and the mean of fluorescence for CD25 or number of CD25 antigens expressed at the surface of a given T cell (CD25 = low affinity IL-2R). CD25 expression was followed on the total T cell population (CD3+ cells) as well as the CD3+CD4+ and CD3+CD8+ populations.

IL-2 activity on Natural Killer cells (NK) was followed through an analysis of the trafficking of CD3-CD16+ and CD3-CD25+CD16+ NK cells. The absolute numbers of CD3+, CD4+, CD8+, NK cells were determined by multiplying the cells percentage by the number of lymphocytes per mm<sup>3</sup>, data obtained during the hematology analysis.

(a) CD25 regulation of expression on the T cell surface. The percentage of activated T cells, as indicated by CD25 positive cells, was up-regulated by day 6 of the study, mostly on the CD3+CD4+ T cell subpopulation. PROLEUKIN appears to induce the expression of CD25 on a higher percentage of total CD3+, CD3+CD4+ and CD3+CD8+ subpopulations of T cells at day 6. However by day 8 the percent of cells expressing the CD25 antigen was identical on the lymphocytes of chimpanzees treated by PROLEUKIN and the chimpanzees treated with IL-2/N88R (Figure 15A, B and C). No staining for CD25 at the surface of the Natural Killer (NK) cell population was observed in either PROLEUKIN or IL-2/N88R treated chimpanzees. Lack of expression of IL-2Ra (the antigen targeted for cell surface staining by CD25) at the surface of the selected NK cell population (CD3-/CD16+) is suspected to be responsible for these results.

The absolute number of CD3+CD25+ T cells followed a similar pattern as the percentage of CD3+CD25+ T cells, with PROLEUKIN appearing more active than IL-2/N88R (Fig. 16A). IL-2/N88R exhibited a similar T cell activation potential as PROLEUKIN on the CD3+CD4+ T cell population, as the up-regulation of the absolute number of CD3+CD4+CD25+ lymphocytes induced by IL-2/N88R was identical to the up-regulation seen with PROLEUKIN (Fig. 16B). PROLEUKIN appeared to increase the number of CD3+CD8+CD25+ T cells to a greater extent than IL-2/N88R (Fig. 16C).

The number of CD25 molecules (mean of fluorescence) expressed on the CD3+CD4+ T cell subpopulation followed identical kinetics with either PROLEUKIN or IL-2/N88R treatment (Fig. 17).

**(b) Lymphocyte trafficking: effect of PROLEUKIN and IL-2/N88R treatment**

PROLEUKIN and IL-2/N88R activities on the T and NK cell populations were determined through the analysis of the variation in the absolute number of circulating lymphocytes before, during and after treatment (Fig. 18). IL-2/N88R appeared to have a greater activity than PROLEUKIN for increasing the absolute number of CD3+CD4+ circulating lymphocytes (Fig. 18A), and a slightly reduced activity compared to PROLEUKIN for increasing the absolute number of CD3+CD8+ circulating lymphocytes (Fig. 18B). Both compounds had a comparable, though modest, effect on increasing the total number of CD3+ lymphocytes (Fig. 18C). Neither PROLEUKIN nor IL-2/N88R affected trafficking 10 of NK cells (Fig. 18D).

**C. Conclusion**

IL-2/N88R was generated through a screen of mutant IL-2 proteins in human primary T and NK cell assays. It exhibits *in vitro* selectivity for T cells over NK cells of ~6,000-fold. Based on this cellular profile, it was postulated that it would only induce 15 mild side effects when administered at a dose that would elicit significant T cell activation. Experiments in chimpanzee, comparing PROLEUKIN to IL-2/N88R, confirmed that IL-2/N88R has a significantly better safety profile than PROLEUKIN, while retaining comparable ability to induce T cell activation.

**20 Example 8: Efficacy of IL-2 selective agonist N88R in the murine CT-26 lung metastases tumor model.**

*Protocol:* Mice (Balb/c, females, 6-8 weeks old) were injected intravenously (IV) with 1 x 10<sup>5</sup> of CT-26 cells (murine colon carcinoma) in 0.2 ml PBS in the lateral tail vein on day 0. Treatment was with PROLEUKIN or IL-2/N88R at different doses (diluent: 5% 25 dextrose in water (D5W)), or D5W, delivered IV, once daily for 8 days ( QD x 8) starting day 1 post-implantation. IL-2/N88R was prepared at room temperature by dilution into D5W using siliconized vials using a tuberculin syringe and dosed to animals within 2 hours of preparation. PROLEUKIN was prepared by adding 0.7 ml sterile water for injection (SWFI) to each vial (final concentration, 1.86 mg/ml). Dilutions were made as 30 described for IL-2/N88R into D5W (Table 6). Animals were sacrificed at Day 11. Lungs were removed and weighed, rinsed in PBS, and tissue transferred to Bouin's solution. 24

hrs later, tissue was transferred to 10% formalin. The number of metastatic colonies in the lungs were counted under a dissecting microscope.

Table 6. Dose and groups in murine CT-26 tumor model study.

Groups	n	Treatment	Dose, mg/kg
1	14	D5W	NA
2	11	PROLEUKIN	3mg/kg
3	11	PROLEUKIN	10mg/kg
4	11	IL-2/N88R	1mg/kg
5	12	IL-2/N88R	3mg/kg
6	12	IL-2/N88R	10mg/kg
7	12	IL-2/N88R	30mg/kg
8	11	IL-2/N88R	60mg/kg

5

Table 7 shows the number of metastasis counted in individual mice. Comparable efficacy was observed for both the IL-2/N88R and PROLEUKIN. At the high dose of IL-2/N88R (group 8, 60 mg/kg), all but one mouse had 12 metastasis or fewer; 3 of the mice exhibited no metastasis. This is in contrast to the highest dose of PROLEUKIN tested, 10 where all surviving mice had 12 metastasis or greater.

Table 7. Individual metastases counts and means are listed.

Group	Lung Metastases (counts for individual mice are listed)													Mean	SEM	P value (2-tailed)	
1	0	129	183	179	155	165	200	152	148	158	200	194	165	125	154	13.42	
2	118	126	107	111	118	110	137	114	135	158	132			124	4.61	0.07278	
3	12	38	18	19	30									23	4.66	0.00003	
4	169	173	189	200	120	117	136	122	200	163	110			154	10.41	0.97029	
5	171	176	186	159	192	139	117	200	195	116	192			168	9.31	0.43401	
6	92	111	112	114	109	84	68	47	58	49	112			87	8.16	0.00060	
7	15	13	59	62	23	55	46	16	9	4	8	2		26	6.57	0.00000	
8	7	0	3	2	4	9	7	0	12	55	0			9	4.75	0.00000	

Significant ( $P<0.05$ ) reduction in metastasis was seen in mice treated with IL-2/N88R at doses of 10, 30, and 60 mg/kg (groups 6, 7, and 8, respectively), and in group treated with 10 mg/kg PROLEUKIN (group 3). These results are shown graphically in Fig. 19. Data is plotted using the log of the dose: for PROLEUKIN, doses were at 3 and

10 mg/kg; for IL-2/N88R, doses were at 1, 3 10, 30, and 60 mg/kg. Curve fitting using a non-linear equation (4-parameter fit) yielded IC<sub>50</sub> values of 5.2 mg/kg for PROLEUKIN, and 10.9 mg/kg for IL-2/N88R.

5 From the data in this experiment, the IC<sub>50</sub> with respect to reduction in metastasis number for IL-2/N88R was calculated to be 10.9 mg/kg (8.6-13.9 mg/kg at 95% confidence), and for PROLEUKIN to be 5.2 mg/kg (3.5-7.7 mg/kg at 95% confidence).

The survival of the mice are shown in Table 8. In the 10 mg/kg PROLEUKIN group, one (1) mouse died on Day 7, and an additional five (5) died on Day 8. One (1) mouse died on Day 8 in each of the groups treated with 3 or 10 mg/kg IL-2/N88R, and no 10 deaths were observed at either 1, 30, or 60 mg/kg IL-2/N88R. Additionally, most mice treated with 3 mg/kg PROLEUKIN and all mice treated with 10 mg/kg PROLEUKIN were moribund; no morbidity was observed in IL-2/N88R-treated mice.

Table 8. Survival of mice treated with IL-2/N88R or PROLEUKIN.

Group	Day			
	0	7 <sup>a</sup>	8	11
D5W <sup>1</sup>	100.0%	100.0%	100.0%	100.0%
Pro:3mg/kg <sup>2</sup>	100.0%	100.0%	100.0%	100.0%
Pro:10mg/kg <sup>2</sup>	100.0%	90.9%	45.5%	45.5%
IL-2/N88R:1mg/kg <sup>3</sup>	100.0%	100.0%	100.0%	100.0%
IL-2/N88R:3mg/kg <sup>3</sup>	100.0%	100.0%	91.7%	91.7%
IL-2/N88R:10mg/kg <sup>3</sup>	100.0%	100.0%	91.7%	91.7%
IL-2/N88R:30mg/kg <sup>3</sup>	100.0%	100.0%	100.0%	100.0%
IL-2/N88R:60mg/kg <sup>3</sup>	100.0%	100.0%	100.0%	100.0%

15 <sup>1</sup>n=14 mice/group

<sup>2</sup>n=11 mice/group

<sup>3</sup>n=12 mice/group

<sup>a</sup>No deaths were observed prior to day 7.

20 PROLEUKIN treated animals in both groups were moribund. No morbidity was observed in any IL-2/N88R-treated animal.

In summary, these studies indicate that IL-2/N88R is as efficacious as PROLEUKIN at reducing tumor burden (as measured by lung metastasis count in the CT26 model). In addition, IL-2/N88R was shown to be substantially less toxic than

25 PROLEUKIN.

**Example 9. Development of stable, high-Producing CHO cell lines that express IL2N88R.**

Stable production cell lines that secrete high quantities of the IL2N88R mutein were developed by transfecting CHO(dhfr-) cells with the expression vector shown in Figure 20 (ATCC Deposit No. \_\_\_\_). The individual elements of the IL2N88R expression vector are shown in the plasmid map (Fig.20). It shows CMVe/p = Cytomegalovirus early promoter; PA = SV40 polyadenylation signal sequence; and DHFR = dihydrofolate reductase expression cassette.

The vector was constructed using standard recombinant DNA techniques. See generally Sambrook et al., Molecular Cloning, 2d ed., 1989, Cold Spring Harbor Press; Short Protocols in Molecular Biology, 2d ed., 1992, John Wiley & Son; Methods in Enzymology vol. 185, Ed. Goeddel et al., Academic Press, Inc., London, 1991. The expression vector contains discrete expression cassettes for the IL2N88R gene and the amplifiable and selectable gene DHFR (dihydrofolate reductase). About  $1 \times 10^6$  CHO (Chinese hamster ovary) cells were transfected with 10 ug of pBC1IL2SA using Lipofectin reagents (Life Technology Inc., Bethesda, Maryland) according to manufacturer's instructions. The cells were then selected in the presence of 50 nM methotrexate and grown in DME/F12 media (Life Technologies, Inc.) deficient in thymidine and hypoxanthine plus 5% dialyzed fetal bovine serum. Cell populations were screened for IL2N88R production with a commercial ELISA kit (R & D Systems). The high producing populations were further selected in media containing increasing concentrations of methotrexate (100 to 400 nM methotrexate) and screened for the production of IL2N88R. Limiting dilution cloning was then applied to derive clones with high and stable productivity. The cloning was done in the absence of methotrexate using standard tissue culture techniques.

**Example 10. Serum free production of IL2N88R in a perfusion bioreactor.**

Continuous production of IL2N88R was done by continuous perfusion fermentation. A 19-liter Wheaton fermenter was inoculated with the stable CHO cell line of Example 9 at  $2 \times 10^6$  cells/ml and perfused at a medium exchange rate of 5 liters/day. The production medium was a DME/F12-based medium (Life Technologies, Inc.,

Rockville, MD) supplemented with recombinant human insulin (10 ug/ml) (HUMULIN™, Eli Lilly, Inc., Indianapolis, IN) and FeSO<sub>4</sub>.EDTA (50 uM). The cell density was maintained at 4 x 10<sup>6</sup> cells/ml. The average daily yield of the fermenter was ~200 mg/day. The production IL2N88R was stably maintained for 30 days.

5

**Example 11. Purification of IL-2/N88R produced in CHO cells.**

The following procedure was applied to the perfusion eluate described above. The perfusion medium was harvested and applied to an S-sepharose column. The column was equilibrated with 20 millimolar Phosphate Buffer with 5 millimolar NaCl at pH 7.0.

10 The feed ("TCF") is adjusted to 4 millisiemens conductivity with the addition of water and adjusted to the same pH with phosphoric acid.

After the TCF is loaded the column is washed in the same equilibration buffer. Elution is accomplished by a pH shift. Muteins were eluted with 20mM ethanoloamine, pH 10.5, to wash the muteins off the column to produce the S-eluate.

15 Anion exchange was performed by passing the S eluate through a column of QAE Fast Flow™ (Pharmacia) equilibrated with 10mM Bicarbonate buffer at pH 10.5. Flow rate was maintained at 250 cm/hr. After washing to baseline IL-2SA was eluted with 20mM phosphate pH 4.0.

Hydroxyapatite (HAP) chromatography was performed by passing the diluted QAE eluate (1:1 with WFI) across a column packed with ceramic hydroxyapatite (Type II, Bio-Rad, Hercules, CA) equilibrated with 0.10mM Phosphate at pH 7.0. Flow rate was maintained at 250 cm hr-1. After washing to baseline IL2SA was eluted with 100mM Phosphate at pH 7.0.

20 The hydroxyapatite eluate was ultrafiltered to 300ml volume with a Millipore Pelicon-2 unit fitted with three PES 5K cartridges (Millipore Corporation, Bedford, MA).

The ultrafiltered HAP eluate was further purified by passage across a S100HR (Pharmacia) size exclusion column at 35 cm/hr. The column was equilibrated with 10mM Phosphate and 150 mM NaCl pH 7.0.

25 The Gel Filtration pool was diluted with WFI to attain a conductivity of 4.0 mMhos/cm and was reapplied to S-Sepharose under conditions previously described. IL2SA was eluted with 10mM Phosphate buffer with 1Molar NaCl at pH 7.0.

Final Cation exchange pool was dialysed against Phosphate Buffered Saline (PBS) overnight and the diluted with sterile PBS to a concentration of 6 mgs/ml. The final diluted pool was then sterile filtered, aliquotted and then frozen at -70oC. Total recovery was 65%.

5 Other embodiments of the invention will become apparent to one of skill in the art. This invention teaches how to obtain muteins not specifically described herein but which cause T cell activation as evidenced by PHA-blast proliferation, and reduced NK-cell proliferation, and thereby those muteins come within the spirit and scope of the invention. The concept and experimental approach described herein should be applicable to other 10 cytokines utilizing heterologous multimeric receptor systems, in particular related cytokines IL-7, IL-9 and IL-15, IL-10, interferon  $\alpha$ , and interferon  $\gamma$ .

## SEQUENCES

The following sequences are contained within this application:

15 SEQ ID NO: 1: hIL-2 (amino acid)  
SEQ ID NO: 2: hIL-2 (cDNA)  
SEQ ID NO: 3: 5' PCR Primer, IL-2  
SEQ ID NO: 4: 3' PCR Primer, IL-2  
SEQ ID NO: 5: Mutagenesis Primer for IL-2 expression vector  
20 SEQ ID NO: 6: Mutagenesis Primer for D20X mutations  
SEQ ID NO: 7: Mutagenesis Primer for N88X mutations  
SEQ ID NO: 8: Mutagenesis Primer for Q126X mutations

**Claims****We claim:**

1. A polypeptide comprising a human interleukin-2 mutein numbered in accordance with  
5 wild-type IL-2 wherein said human IL-2 is substituted at at least one of positions 20, 88 or  
126, whereby said mutein preferentially activates T cells over Natural Killer cells.
2. The human IL-2 mutein of claim 1 wherein position 20 is substituted relative to wild-type.
- 10 3. The human IL-2 mutein of claim 2 wherein said position 20 is substituted with  
isoleucine.
4. The human IL-2 mutein of claim 2 wherein said position 20 is substituted with  
15 histidine.
5. The human IL-2 mutein of claim 1 wherein position 88 is substituted relative to wild-type.
- 20 6. The human IL-2 mutein of claim 6 wherein said position 88 is substituted with arginine.
7. The human IL-2 mutein of claim 5 wherein said position 88 is substituted with  
isoleucine.
- 25 8. The human IL-2 mutein of claim 5 wherein said position 88 is substituted with glycine.
9. The human IL-2 mutein of claim 1 wherein said position 126 is substituted relative to  
wild-type.
- 30 10. The human IL-2 mutein of claim 9 wherein said position 126 is substituted with  
aspartate.

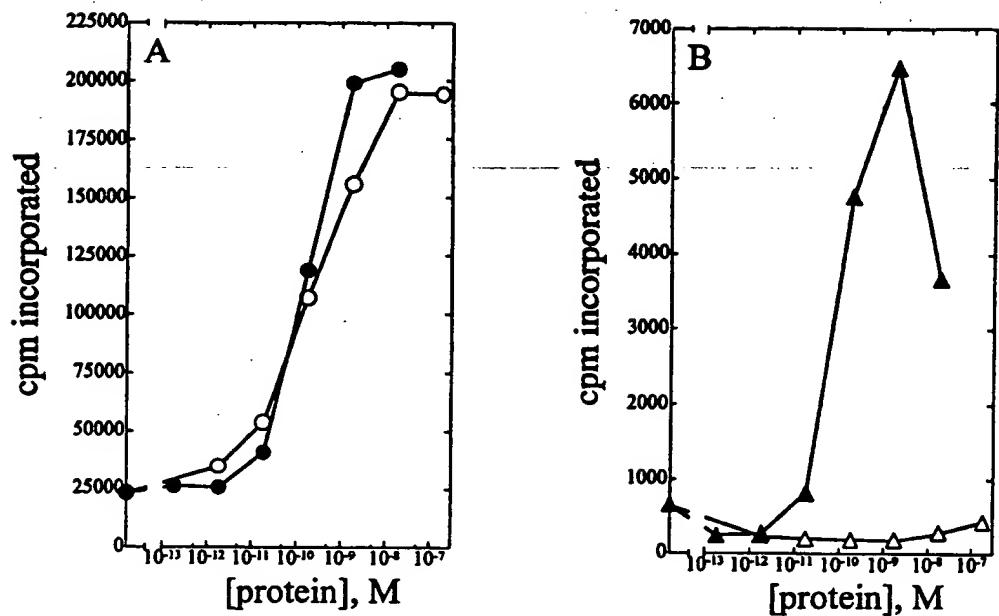
11. The human IL-2 mutein of claim 9 wherein said position 126 is substituted with glutamate.
- 5 12. The human IL-2 mutein of claim 9 wherein said position 126 is substituted with leucine.
13. A pharmaceutical composition comprising a polypeptide of claim 1 in combination with a pharmaceutically acceptable carrier.
- 10 14. A polynucleotide comprising a DNA sequence encoding a human IL-2 mutein of claim 1 and degenerate variants thereof.
- 15 15. A prokaryotic host cell transformed with the polynucleotide of claim 14.
16. A vector comprising the polynucleotide of claim 14.
17. A method of treating a mammal afflicted with an IL-2 treatable condition by administering a therapeutically effective amount of a human IL-2 mutein of claim 1.
- 20 18. The method of claim 17 wherein said IL-2 treatable condition is selected from the group consisting of HIV, cancer including renal carcinoma and malignant melanoma, autoimmune disease, infectious disease, immune deficiency including SCID, or other therapeutic application requiring general stimulation of the immune system.
- 25 19. A method of selecting IL-2 muteins through evaluation in assays utilizing IL-2R $\alpha\beta\gamma$  in comparison with IL-2R $\beta\gamma$ , wherein the activity of an IL-2 mutein is increased relative to wt IL-2 in one assay preferentially to the other.

20. The method of claim 19 wherein IL-2R $\alpha\beta\gamma$  and IL-2R $\beta\gamma$  are the individual receptor subunit ectodomains in appropriate combination, and are used to measure directly the binding of IL-2 muteins to each receptor complex.

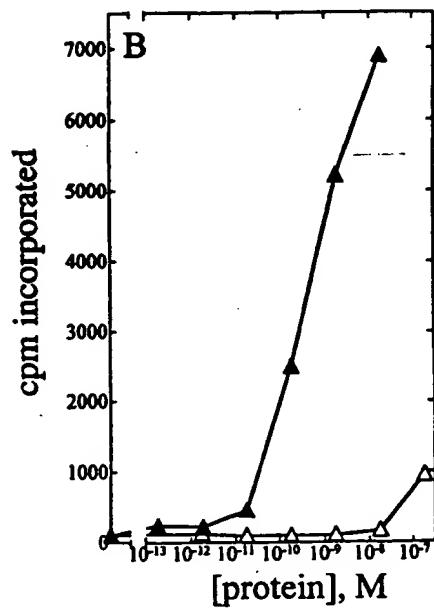
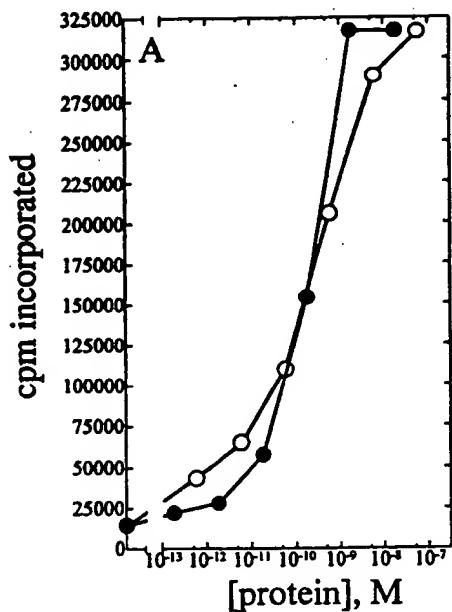
5 21. The method of claim 19 wherein the IL-2 $\alpha\beta\gamma$  assay utilizes a response from an IL-2 $\alpha\beta\gamma$ -bearing cell type, and the IL-2 $\beta\gamma$  assay utilizes a response from an IL-2 $\beta\gamma$ -bearing cell type.

10 22. The method of claim 21 wherein the IL-2 $\alpha\beta\gamma$ -bearing cell is a PHA-blast, and the IL-2 $\beta\gamma$ -bearing cell is a NK cell.

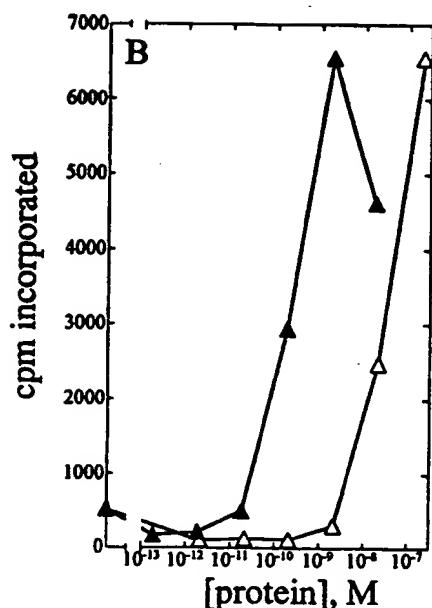
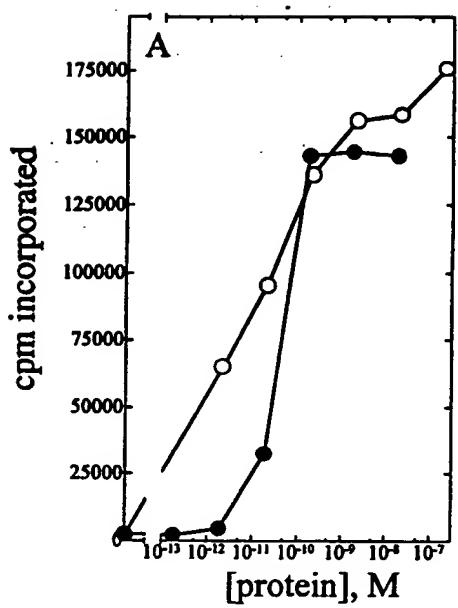
23. The method of claim 22 where the assay is proliferation for both the IL-2 $\alpha\beta\gamma$ -bearing cell type and the IL-2 $\beta\gamma$ -bearing cell type.



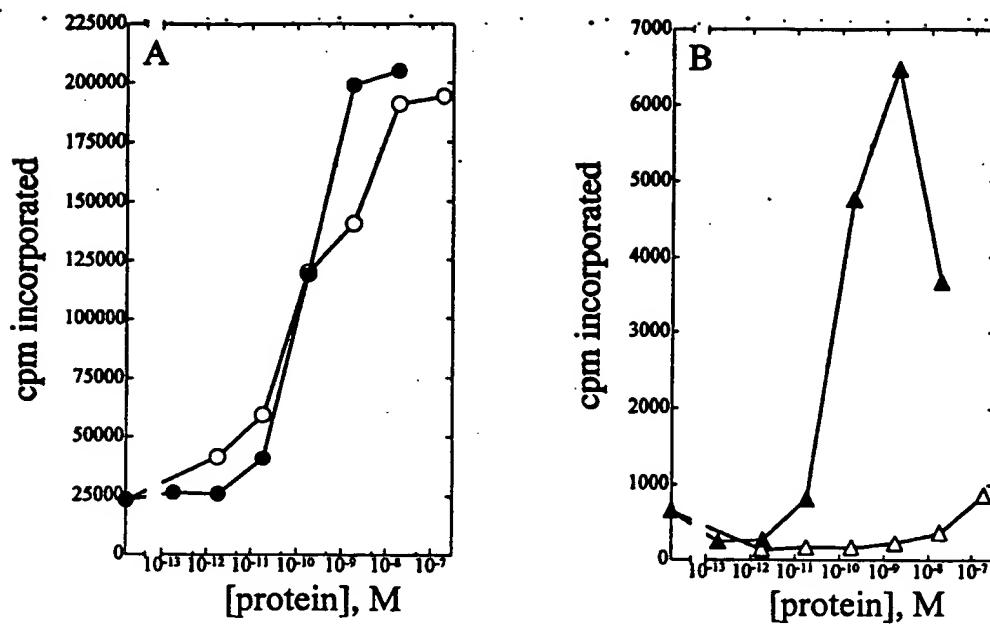
Figures 1A - 1B



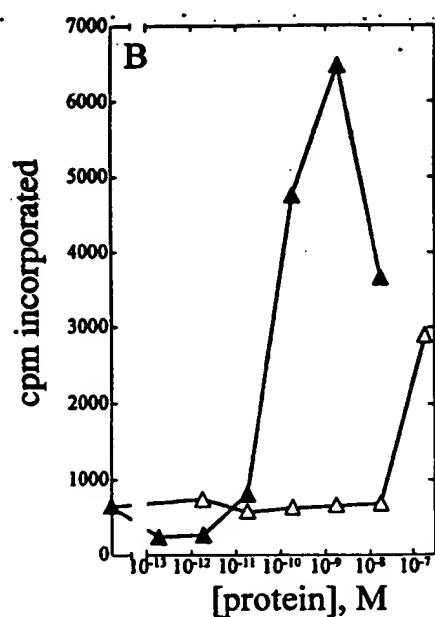
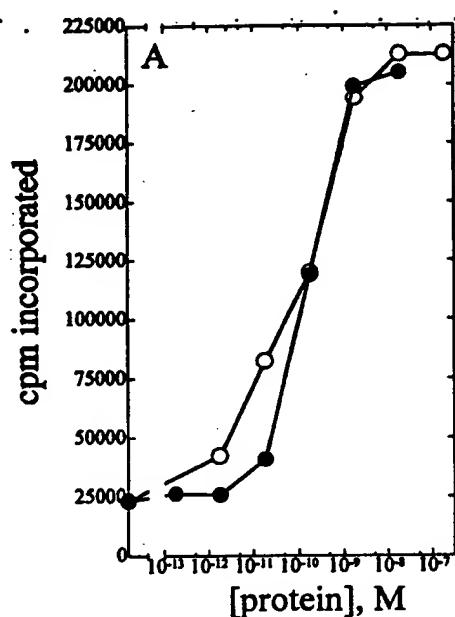
Figures 2A – 2B



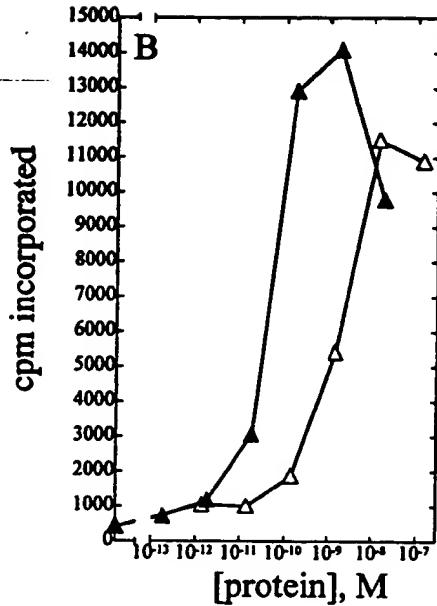
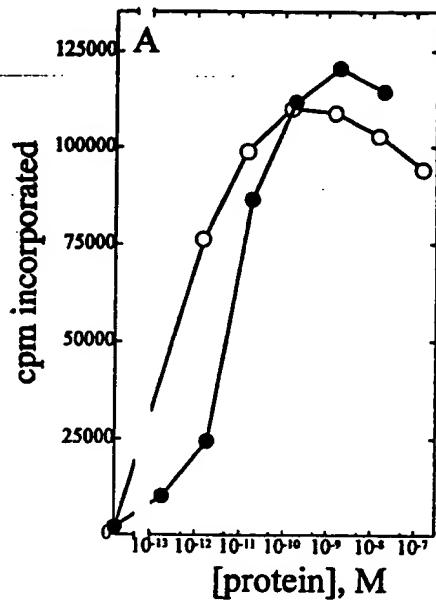
Figures 3A – 3B



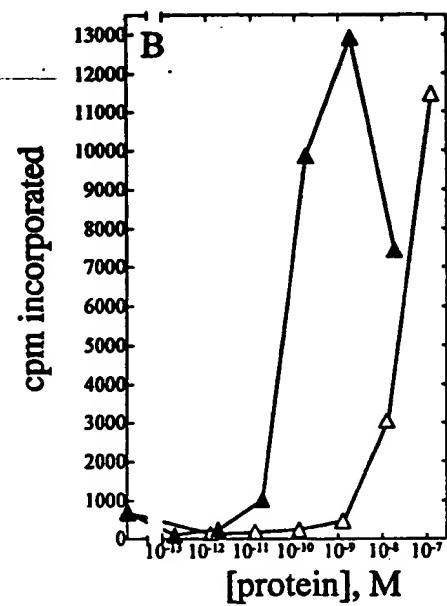
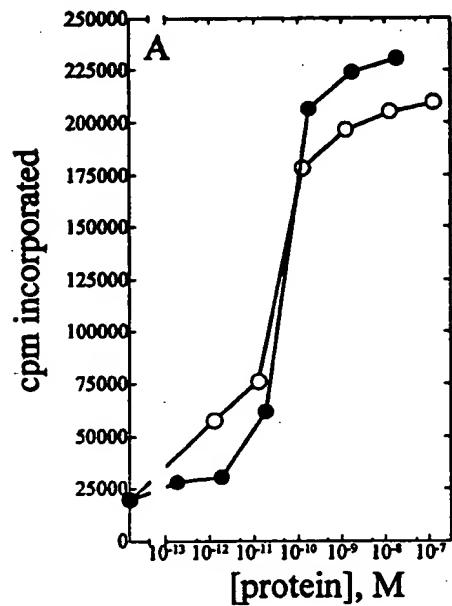
Figures 4A - 4B



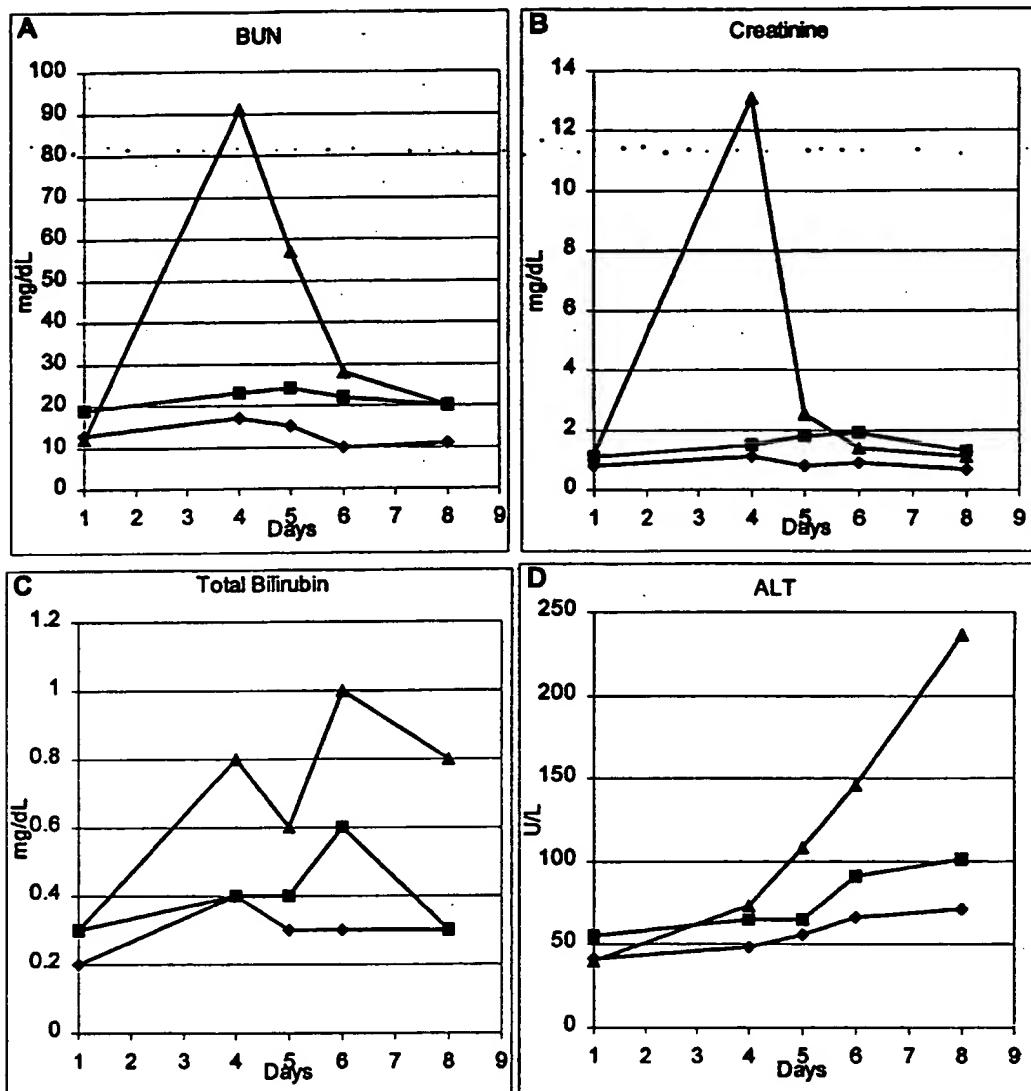
Figures 5A – 5B



Figures 6A – 6B



Figures 7A – 7B



Figures 8A-8D

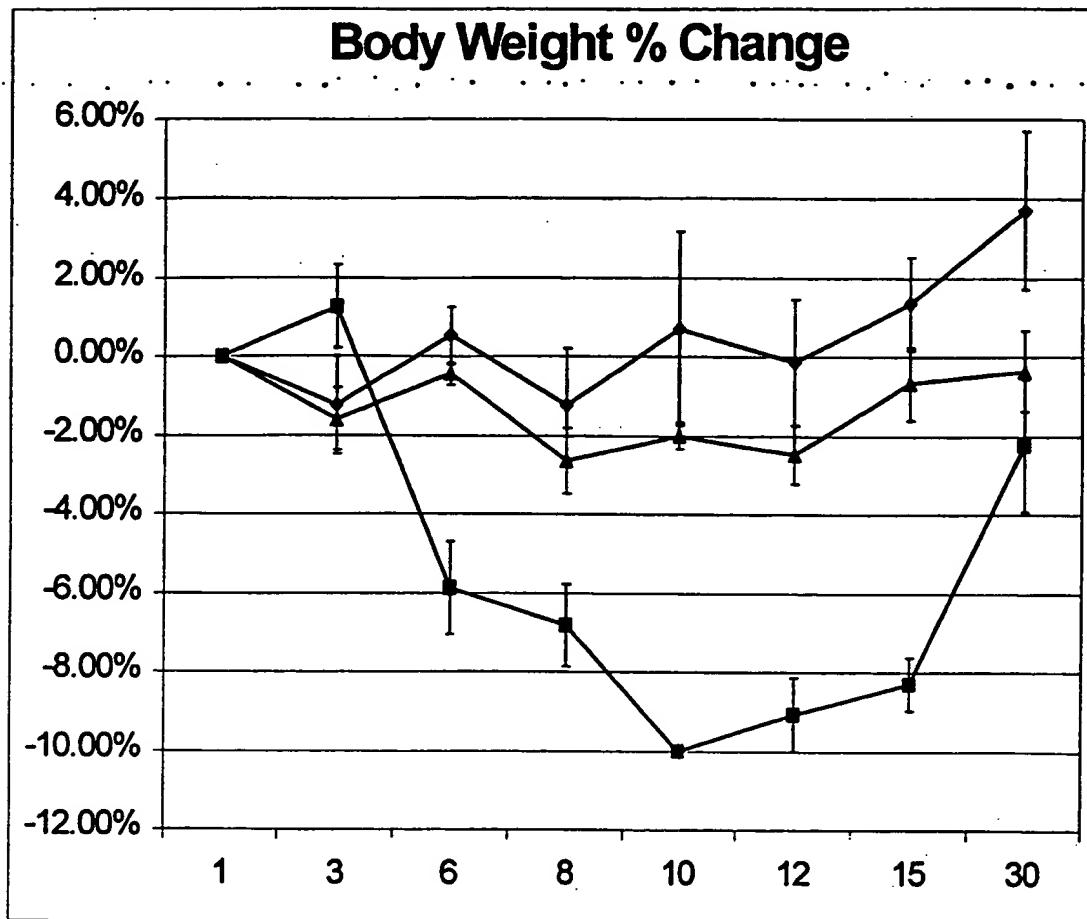
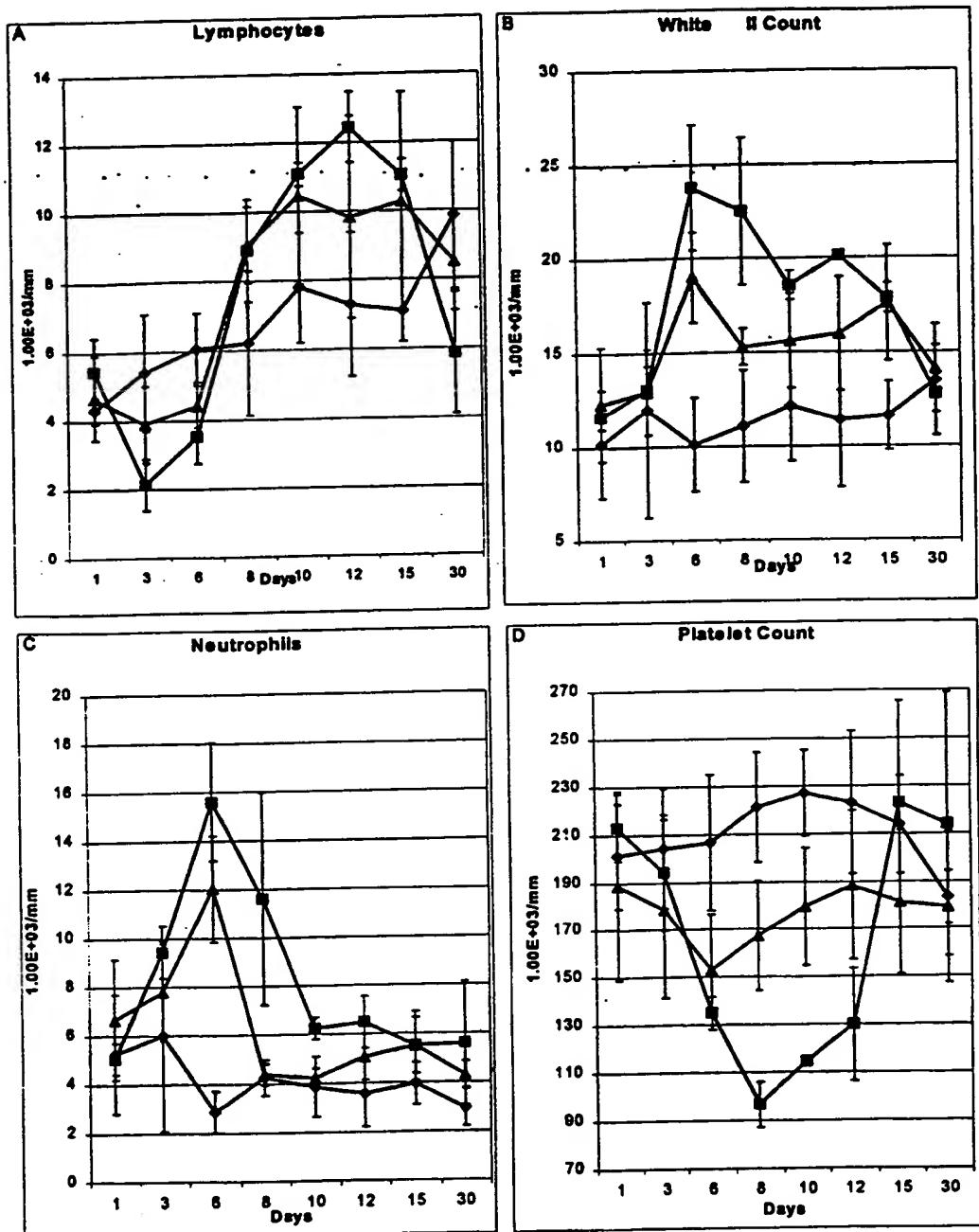
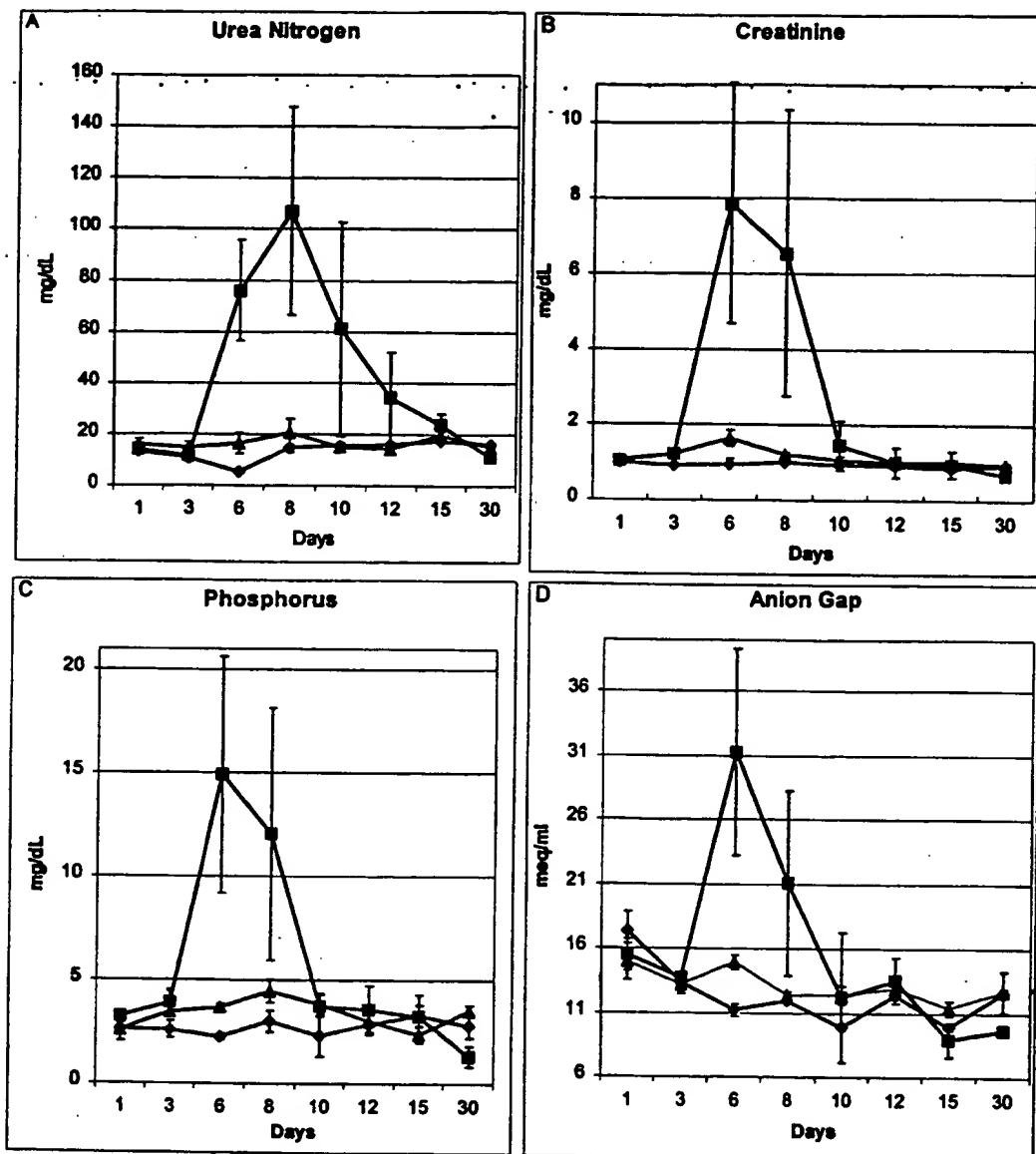


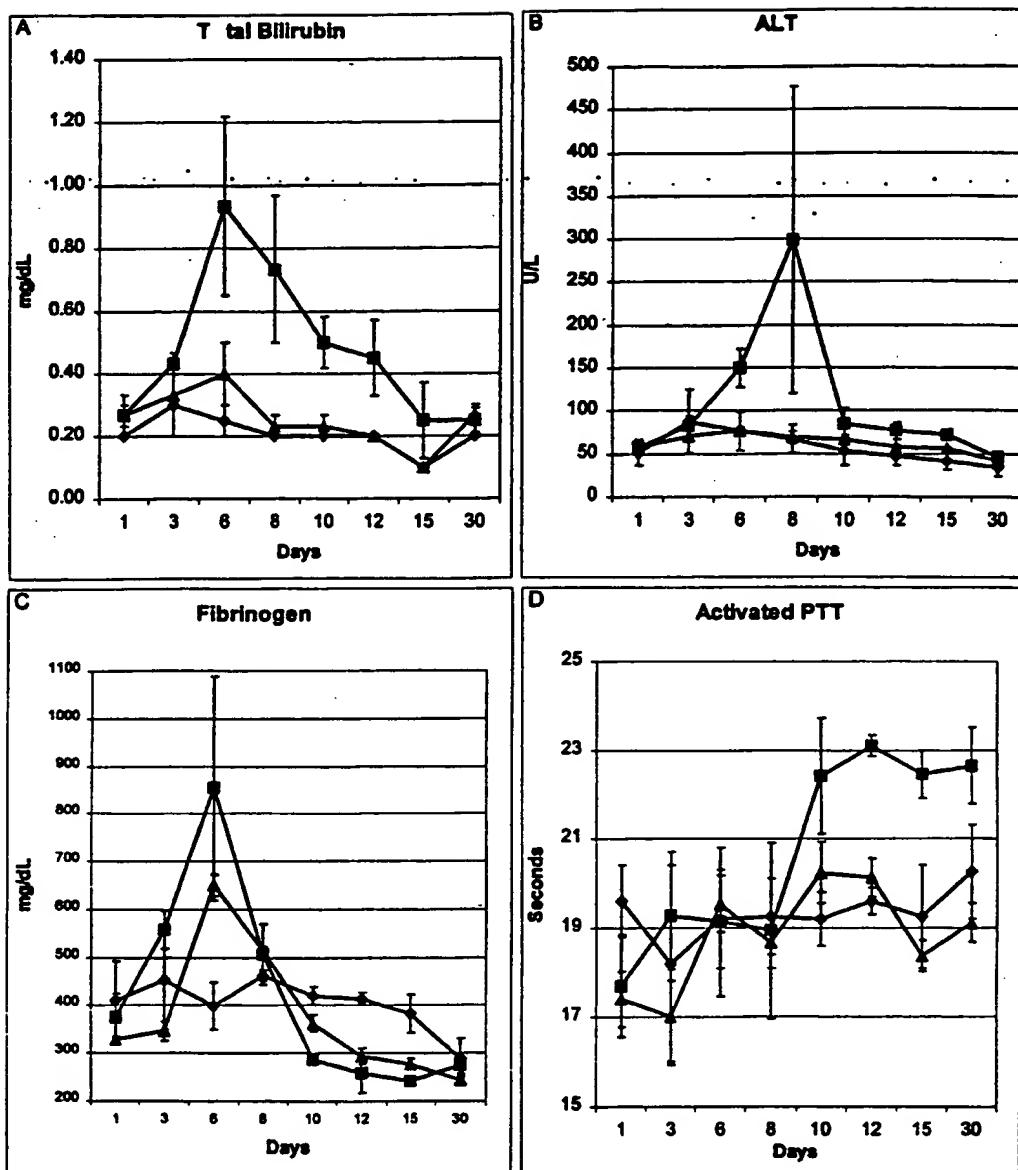
Figure 9



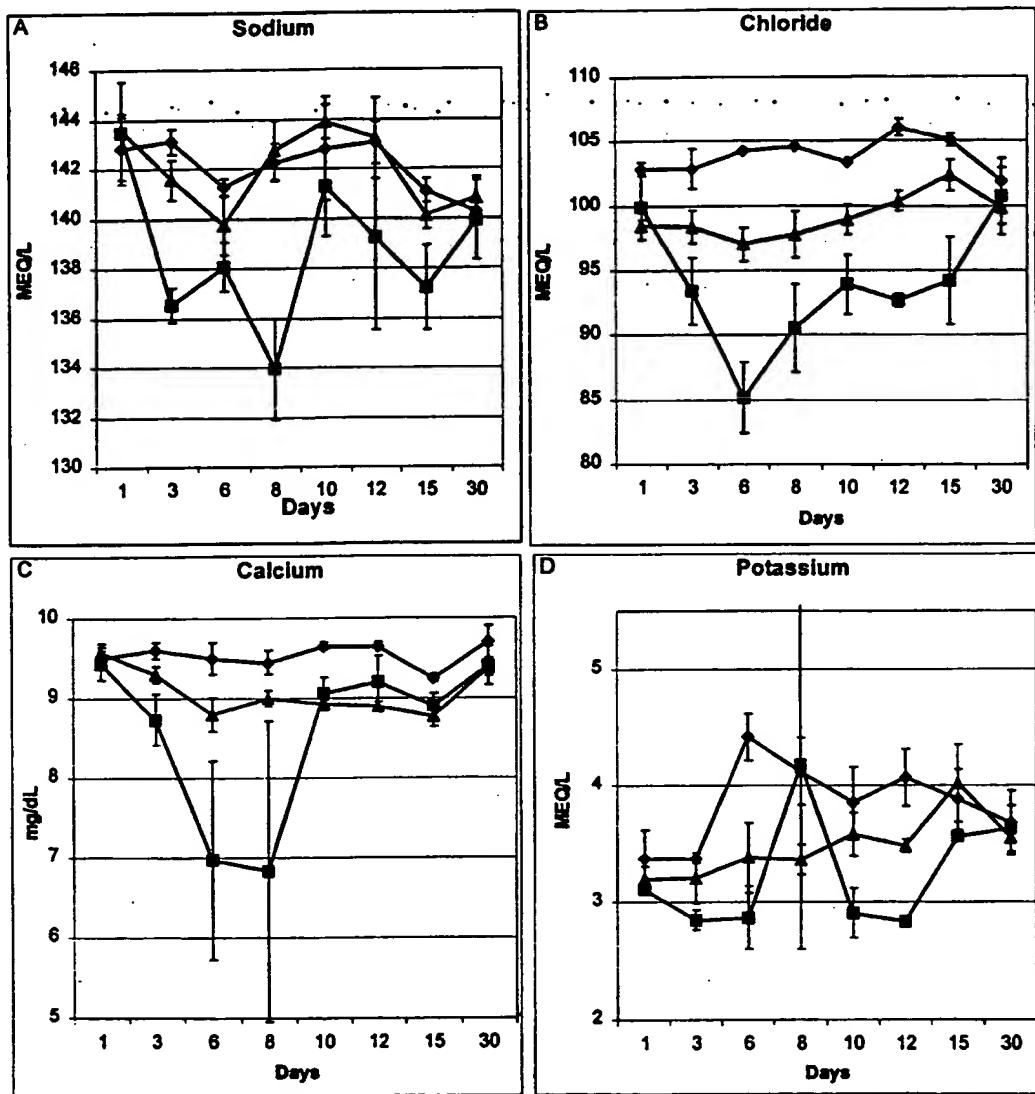
Figures 10A-10D



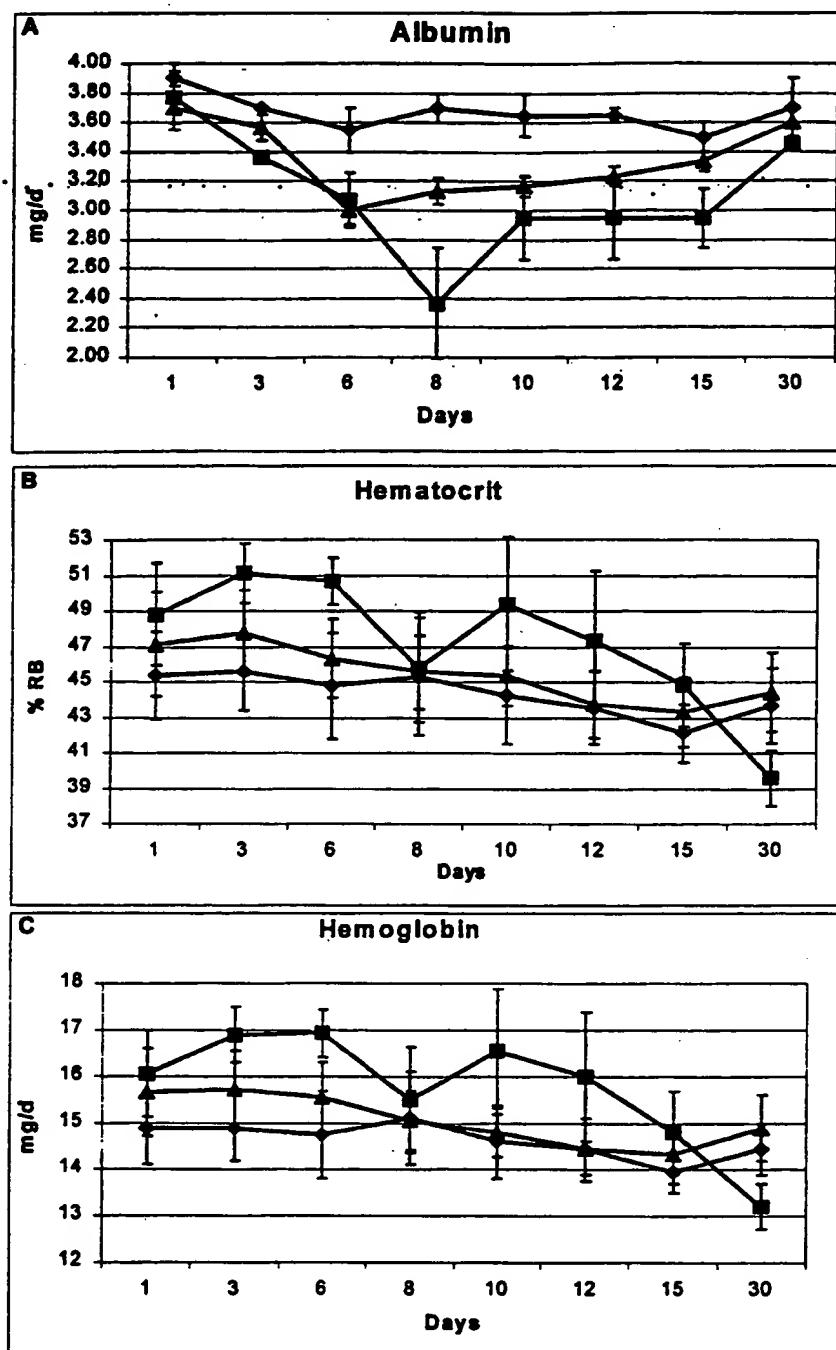
## Figures 11A-11D



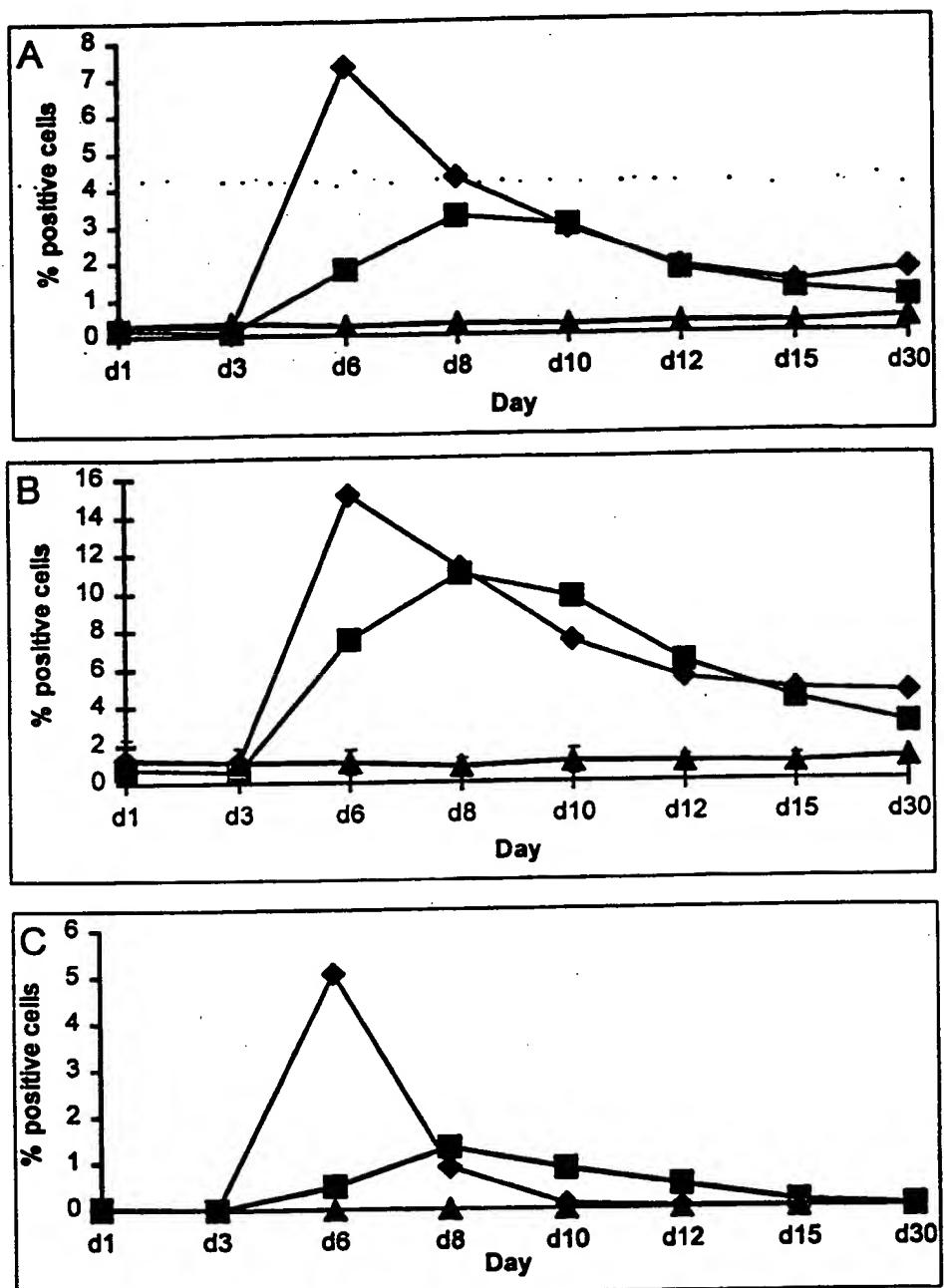
Figures 12A-12D



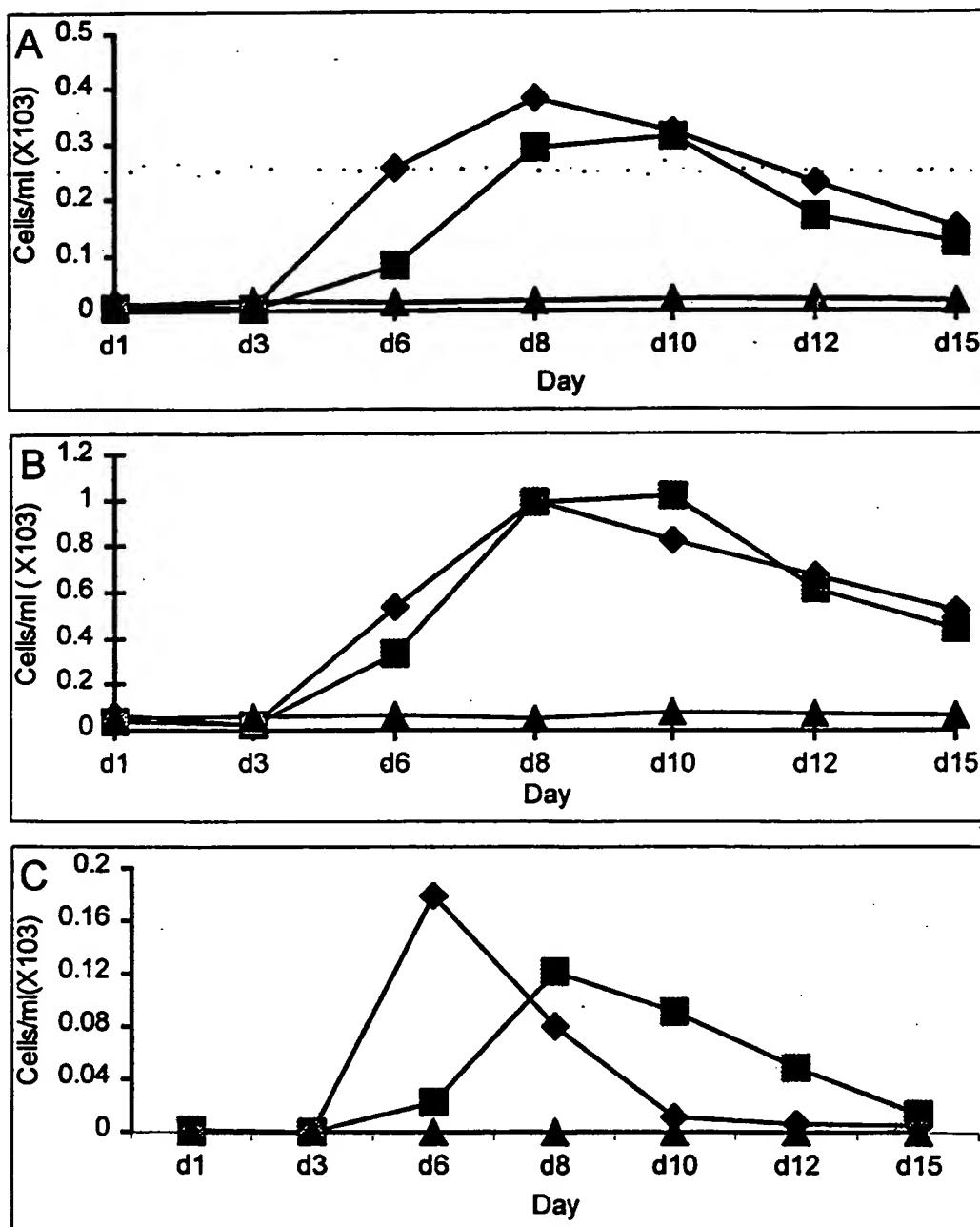
Figures 13A-13D



Figures 14A-14C



Figures 15A-15C



Figures 16A-16C

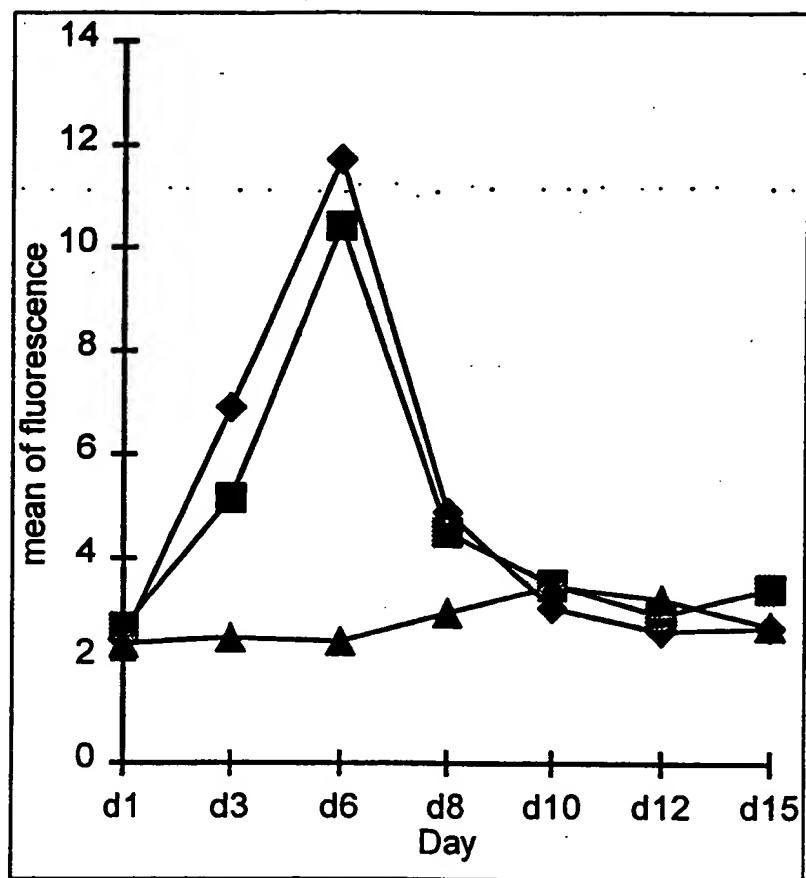
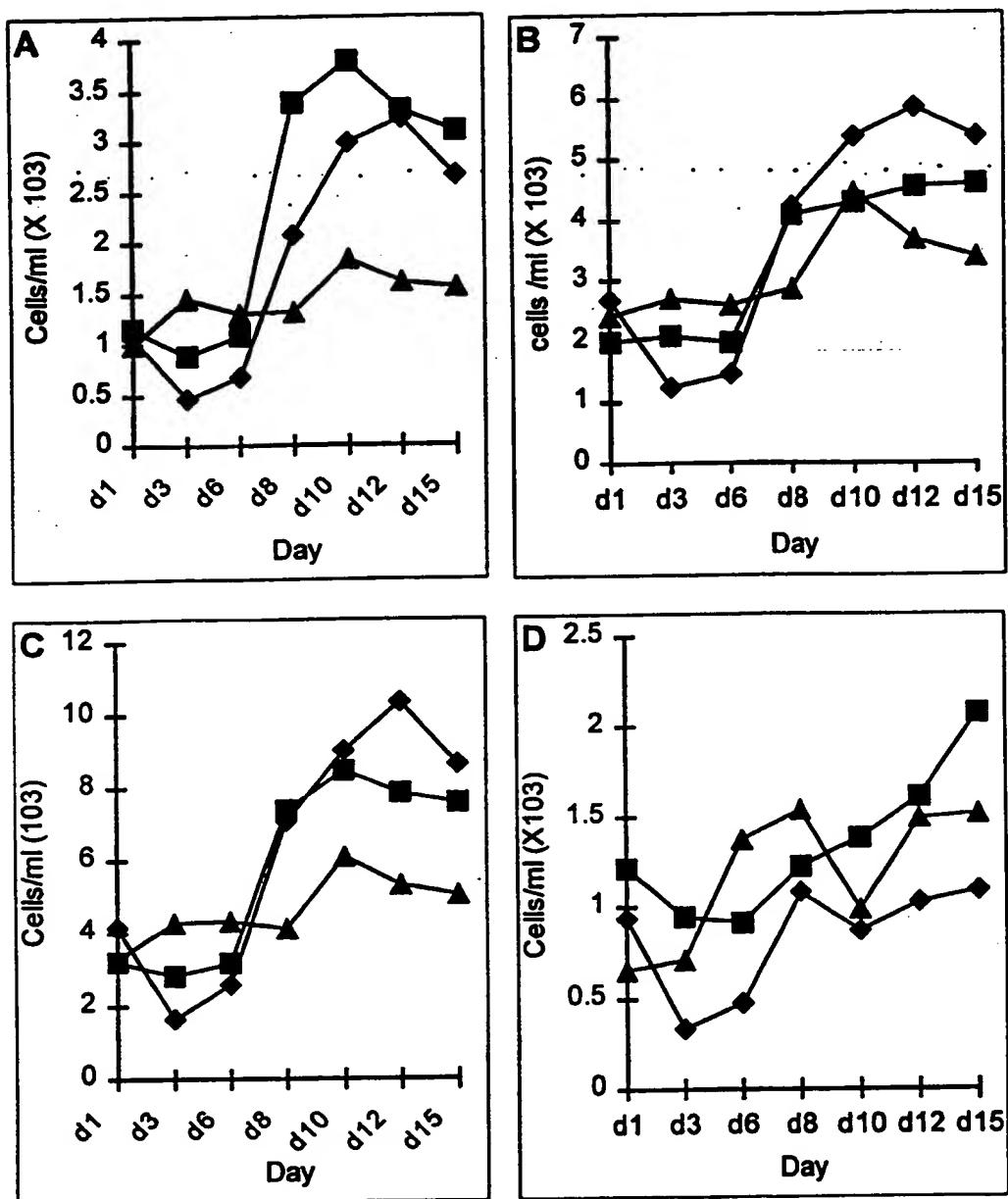


Figure 17



Figures 18A-18D

### CT-26 murine tumor model

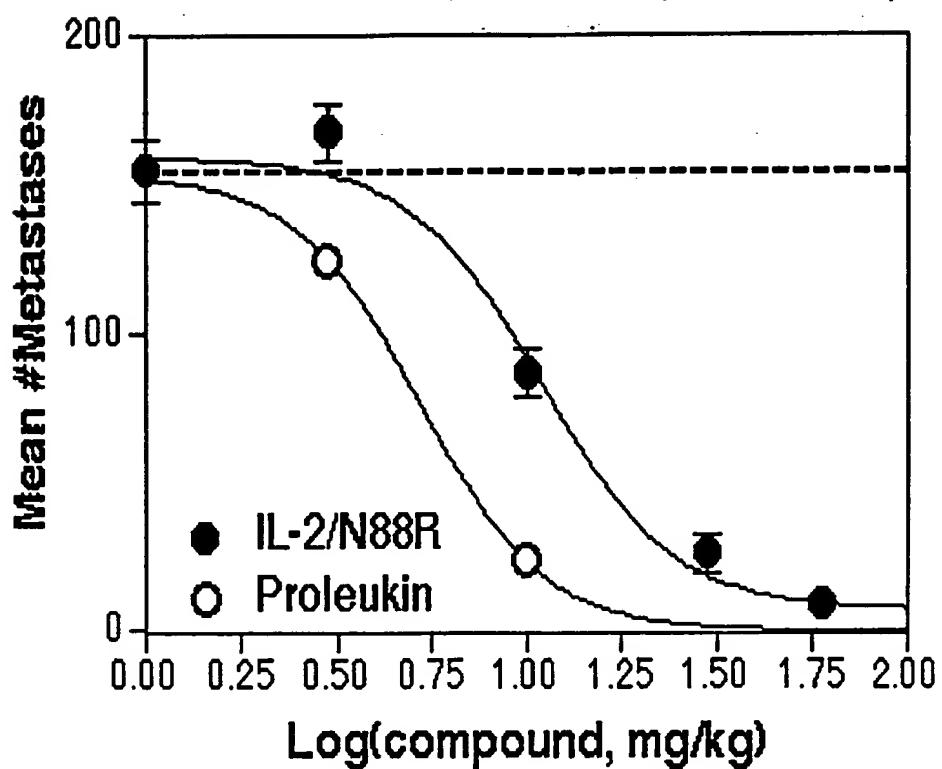


Figure 19

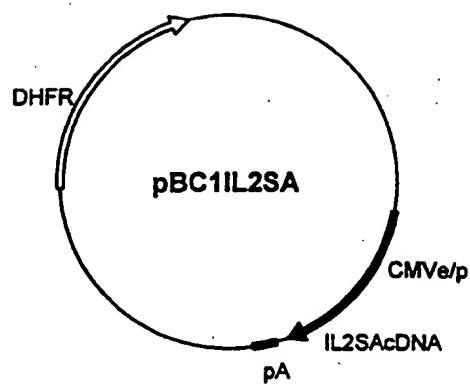


Figure 20

## SEQUENCE LISTING

<110> Shanafelt, Arnold B.  
Greve, Jeffrey M.  
Jesmok, Gary  
Lembach, Kenneth J.  
Wetzel, Gayle D.

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35 40 45

Lys Ala Thr Glu Leu Lys His Leu Gln Cys Leu Glu Glu Glu Leu Lys  
50 55 60

Pro Leu Glu Glu Val Leu Asn Leu Ala Gln Ser Lys Asn Phe His Leu  
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## INTERNATIONAL SEARCH REPORT

International Application No

PCT/US 99/10643

A. CLASSIFICATION OF SUBJECT MATTER  
 IPC 6 C12N15/26 C07K14/55 A61K38/20 G01N33/50

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 6 C12N C07K A61K G01N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	XU D. ET AL.: "Biological and receptor-binding activities of human Interleukin-2 mutated at residues 20Asp, 125Cys or 127Ser" EUROPEAN CYTOKINE NETWORK, vol. 6, no. 4, July 1995 (1995-07) - December 1995 (1995-12), pages 237-244, XP002113936 cited in the application page 238, left-hand column, paragraph 2 - page 239, left-hand column, paragraph 2 - page 241, left-hand column, paragraph 2 - page 243, left-hand column ----	1-3, 13-23
Y		22, 23
A		9-12
		-/-

 Further documents are listed in the continuation of box C. Patent family members are listed in annex.

## \* Special categories of cited documents :

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
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- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

\*T\* later document published after the International filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

\*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

\*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

\*Z\* document member of the same patent family

Date of the actual completion of the international search

Date of mailing of the international search report

9 September 1999

22/09/1999

## Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2  
NL - 2280 HV Rijswijk  
Tel. (+31-70) 340-2040, Tx. 31 651 apo nl  
Fax: (+31-70) 340-3016

Authorized officer

Macchia, G

## INTERNATIONAL SEARCH REPORT

International Application No  
PCT/US 99/10643

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	ZURAWSKI S.M. ET AL.: "Partial agonist/antagonist mouse interleukin-2 proteins indicate that a third component of the receptor complex functions in signal transduction" EMBO JOURNAL, vol. 9, no. 12, 1990, pages 3899-3905, XP002113937 OXFORD UNIVERSITY PRESS, SURREY, GB ISSN: 0261-4189 cited in the application page 3900 - page 3905, left-hand column	1-3,9-21
Y		22,23
X	ECKENBERG R. ET AL.: "Analysis of human IL-2/IL-2 receptor beta chain interactions: monoclonal antibody H2-8 and new IL-2 mutants define the critical role of alpha helix-A of IL-2" CYTOKINE, vol. 9, no. 7, July 1997 (1997-07), pages 488-498, XP002113938 PHILADELPHIA, PA, US abstract page 492, right-hand column, paragraph 2 - page 496, left-hand column, paragraph 2	1-3, 13-21
Y		22,23
X	ZURAWSKI S.M. AND ZURAWSKI G.: "Receptor antagonist and selective agonist derivatives of mouse interleukin-2" THE EMBO JOURNAL, vol. 11, no. 11, 1992, pages 3905-3910, XP002113939 OXFORD UNIVERSITY PRESS, SURREY, GB ISSN: 0261-4189 cited in the application page 3905, right-hand column, paragraph 3 - page 3909	1,2,4, 9-21
Y		22,23
X	BUCHLI P. AND CIARDELLI T.: "Structural and biologic properties of a human aspartic acid-126 Interleukin-2 analog" ARCHIVES OF BIOCHEMISTRY AND BIOPHYSICS, vol. 307, no. 2, December 1993 (1993-12), pages 411-415, XP002113940 cited in the application page 411 page 413; figure 2	1,9,10, 13-21
Y		22,23
		-/-

## INTERNATIONAL SEARCH REPORT

International Application No

PCT/US 99/10643

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	ZURAWSKI G.: "Analysing lymphokine-receptor interactions of IL-1 and IL-2 by recombinant-DNA technology" TRENDS IN BIOTECHNOLOGY, Vol. 9, July 1991 (1991-07), pages 250-257, XP002113941 ELSEVIER PUBLICATIONS, CAMBRIDGE, GB ISSN: 0167-7799 cited in the application page 254, left-hand column - page 255	1,9,10, 13-21
A	—	2-4,22, 23
X	WO 96 04306 A (SCHERING CORPORATION (US); ZURAWSKI S.M.; ZURAWSKI G.) 15 February 1996 (1996-02-15) page 2, line 23 - page 3, line 13 page 5, line 9-12 page 23, line 7 - page 24, line 8 page 44 - page 45; claims 4-7	1,9-18
X	JU G. ET AL.: "Structure-function analysis of human Interleukin-2" JOURNAL OF BIOLOGICAL CHEMISTRY, vol. 262, no. 12, 25 April 1987 (1987-04-25), pages 5723-5731, XP002069102 ISSN: 0021-9258 page 5727; figure 3	1,9,11, 13-16
X	ZURAWSKI S.M. ET AL.: "Definition and spatial location of mouse interleukin-2 residues that interact with its heterotrimeric receptor" EMBO JOURNAL, vol. 12, no. 13, 1993, pages 5113-5119, XP002113942 OXFORD UNIVERSITY PRESS, SURREY, GB ISSN: 0261-4189 cited in the application page 5114; figure 1	1,5-16
A	— page 5115; table II page 5116; figure 2	2-4, 19-23
A	ERNST J.F. ET AL.: "Screening of muteins secreted by yeast: random mutagenesis of human Interleukin-2" BIO/TECHNOLOGY, vol. 7, no. 7, 1 July 1989 (1989-07-01), pages 716-720, XP000034177 ISSN: 0733-222X page 718, left-hand column, paragraph 3; figure 4	5,9
	—	

## INTERNATIONAL SEARCH REPORT

Inter- final Application No

PC1/US 99/10643

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	<p>THÈZE J. ET AL.: "Interleukin 2 and its receptors: recent advances and new immunological functions"  <b>IMMUNOLOGY TODAY</b>,  vol. 17, no. 10,  1 October 1996 (1996-10-01), pages  481-486, XP004034710  ISSN: 0167-5699  cited in the application  page 482, right-hand column, paragraph 1  - page 483, left-hand column; figure 2</p>	
A	<p>MCKAY D.B.: "Unraveling the structure of IL-2"  <b>SCIENCE</b>,  vol. 257, 17 July 1992 (1992-07-17), pages  410-413, XP002113943  page 411; figure 2</p>	

**INTERNATIONAL SEARCH REPORT**

I. National application No.

PCT/US 99/10643

**Box I Observations where certain claims were found unsearchable (Continuation of Item 1 of first sheet)**

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1.  Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:  
**Remark:** Although claims 17, 18 are directed to a method of treatment of the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.
2.  Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
3.  Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

**Box II Observations where unity of invention is lacking (Continuation of Item 2 of first sheet)**

This International Searching Authority found multiple inventions in this international application, as follows:

See FURTHER INFORMATION sheet PCT/ISA/210

1.  As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2.  As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3.  As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4.  No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

**Remark on Protest**

The additional search fees were accompanied by the applicant's protest.  
 No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. Claims: 1-18

IL-2 mutants

1.1. Claims: 2-4 all totally; 1, 13-18 all partially  
Human IL-2 mutein wherein position 20 is substituted,  
in particular with Isoleucine or Histidine. A  
pharmaceutical composition comprising said  
polypeptide. A polynucleotide comprising a DNA  
sequence encoding said mutein and degenerate variants  
thereof, a prokaryotic host cell transformed with said  
polynucleotide, a vector comprising said  
polynucleotide. Use of said polypeptide in the  
preparation of a composition for therapy.

1.2. Claims: 5-8 all totally; 1, 13-18 all partially  
As subject 1.1 but concerning IL-2 muteins wherein  
position 88 is substituted, in particular with  
Arginine, Isoleucine or Glycine.

1.3. Claims: 5-8 all totally; 1, 13-18 all partially  
As subject 1.1 but concerning IL-2 muteins wherein  
position 126 is substituted, in particular with  
Aspartate, Glutamate or Leucine.

2. Claims: 19-23

A method of selecting IL-2 muteins through evaluation in  
assays utilizing IL-2R-alpha-beta-gamma in comparison with  
IL-2R-beta-gamma.

**INTERNATIONAL SEARCH REPORT**

Information on patent family members

International Application No

PCT/US 99/10643

Patent document cited in search report	Publication date	Patent family member(s)		Publication date
WO 9604306 A	15-02-1996	US 5696234 A	AU 3196195 A	09-12-1997 04-03-1996